

PRESENT

Members:

Councillor Peter Besseling (Mayor)
Councillor Justin Levido (Deputy Mayor)
Councillor Adam Roberts
Councillor Lisa Intemann
Councillor Geoff Hawkins
Councillor Trevor Sargeant
Councillor Michael Cusato
Councillor Sharon Griffiths

Other Attendees:

General Manager (Craig Swift-McNair)
Director of Infrastructure & Asset Management (Jeffery Sharp)
Director of Development & Environment (Matt Rogers)
Director of Community & Organisational Development (Lesley Atkinson)
Acting Director of Commercial Services & Industry Engagement (Rebecca Olsen)
Group Manager Governance & Executive Services (Stewart Todd)
Communications Co-ordinator (Stuart Carless)
Governance Support Officer (Bronwyn Lyon)

The meeting opened at 5.30pm.

01 ACKNOWLEDGEMENT OF COUNTRY

The Mayor opened the Meeting with an Acknowledgement of Country and welcomed all in attendance in the Chamber.

02 LOCAL GOVERNMENT PRAYER

Pastor Phil Brown from the Port City Church delivered the Local Government Prayer.

03 APOLOGIES

There were no apologies and the Mayor noted the approved leave of absence for Councillor Turner.

04 CONFIRMATION OF MINUTES

RESOLVED: Levido/Cusato

That the Minutes of the Ordinary Council Meeting held on 15 October 2014 be confirmed.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

05 DISCLOSURES OF INTEREST

Councillor Cusato declared a Non-Pecuniary, Significant Interest in Item 11.05 - Port Macquarie Airport - Airport Advisory Group Charter, the reason being that Councillor Cusato owns a hangar at the airport.

Councillor Cusato declared a Non-Pecuniary, Less Than Significant Interest in Item 12.02 - DA 2014 - 0717 - Additions to Aircraft Hangar Including Clause 4.6 Variation To Clause 4.4 (Floor Space Ratio) of Port Macquarie-Hastings Local Environmental Plan 2011 at Lot 14 DP 813358, Abbott Close, Port Macquarie, the reason being that Councillor Cusato owns a hangar in the same street.

Councillor Intemann declared a Non-Pecuniary, Less Than Significant Interest in Item 11.04 - 2014-2015 Community Grants Projects for Endorsement, the reason being that Councillor Intemann is a non-executive, ordinary member of Wauchope Community Arts Council, a recommended recipient of one of the community grants.

06.01 MAYORAL DISCRETIONARY FUND ALLOCATIONS

RESOLVED: Besseling

That the Mayoral Discretionary Fund allocations for the period 2 October to 5 November 2014 inclusive be noted.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

07 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING

Nil.

08 PUBLIC FORUM

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

1. Mr Grahame Young regarding a bridge on Waterhole Road, Bellangry.

RESOLVED: Sargeant/Hawkins

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

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

08.01 BRIDGE ON WATERHOLE ROAD, BELLANGRY

Mr Grahame Young addressed Council in regard to a bridge on Waterhole Road, Bellangry and answered questions from Councillors.

REQUESTS TO SPEAK ON AN AGENDA ITEM

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

Item 12.01 - Mr Wayne Ellis in support of the recommendation.

Item 12.01 - Mr David Pensini in support of the recommendation.

Item 12.04 - Mr Mark O'Malley in support of the recommendation.

Item 12.04 - Ms Paula Stone in support of the recommendation.

Item 13.02 - Mrs Diane Gilbert in opposition of the recommendation.

Item 13.06 - Ms Michelle Chapman in opposition of the recommendation.

RESOLVED: Sargeant/Hawkins

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

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

SUSPENSION OF STANDING ORDERS

RESOLVED: Cusato/Griffiths

That Standing Orders be suspended to allow items 12.01, 12.04, 13.02 and 13.06 to be brought forward and considered next.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

**12.01 DA 2014 - 0410 SHOP TOP HOUSING INCLUDING CLAUSE 4.6
OBJECTION TO CLAUSE 4.3 (HEIGHT OF BUILDINGS) OF THE PORT
MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 - LOTS 2
AND 3 DP 18834, 17-19 CLARENCE STREET PORT MACQUARIE.**

Mr Wayne Ellis of Wayne Ellis Architect and representing the applicant, addressed Council in support of the recommendation.

Mr David Pensini, the applicant, addressed Council in support of the recommendation.

RESOLVED: Sargeant/Roberts

That DA 2014 - 410 for shop top housing including clause 4.6 objection to clause 4.3 (Height of Buildings) of the Port Macquarie-Hastings Local Environmental Plan 2011 at Lots 2 and 3, DP18834, No. 17-19 Clarence Street, Port Macquarie, be determined by granting consent subject to the recommended conditions.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

**12.04 DA2014 - 0547 ADDITIONS TO A RECREATION FACILITY - INDOOR
POOL AT LAURIETON SWIMMING POOL COMPLEX - LOT 253 DP754405,
LAURIE STREET, LAURIETON**

Mr Mark O'Malley of Swimwell Pty Ltd did not present to address Council.

Ms Paula Stone of Wayne Ellis Architect and representing the applicant, addressed Council in support of the recommendation.

RESOLVED: Cusato/Intemann

That DA2014 - 547 for additions to a recreational facility (Laurieton Swimming Pool Complex) at Lot 253, DP754405, Laurie Street, Laurieton, be determined by granting consent subject to the recommended conditions.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

13.02 WAUCHOPE PUBLIC SWIMMING POOL

Mrs Diane Gilbert, President of the Wauchope Heated Indoor Pool Association, addressed Council in opposition to the recommendation and answered questions from Councillors.

MOTION:

MOVED: Hawkins/Levido

That Council:

1. Note the information contained in this report.
2. Engage a Quantity Surveyor to review costings associated with works previously identified as Stage 1 Wauchope Pool Upgrade.
3. Adopt Option 1, upgrading of the 50 metre pool, filtration system and installation of heating system as the highest priority for delivery in upgrading of Wauchope Pool utilising monies currently held in trust from the sale of Timbertown.
4. Consider provision of additional funding for the upgrade of Wauchope Pool in development of 2015-2016 budgets.

FORESHADOWED MOTION:

MOVED: Roberts

That Council:

1. Undertake a community engagement process to provide feedback on the allocation of funds held in trust for the Wauchope Pool project.
2. Provide a report to a future Ordinary Council Meeting immediately following the community engagement process.

THE MOTION WAS PUT:

RESOLVED: Hawkins/Levido

That Council:

1. Note the information contained in this report.
 2. Engage a Quantity Surveyor to review costings associated with works previously identified as Stage 1 Wauchope Pool Upgrade.
 3. Adopt Option 1, upgrading of the 50 metre pool, filtration system and installation of heating system as the highest priority for delivery in upgrading of Wauchope Pool utilising monies currently held in trust from the sale of Timbertown.
 4. Consider provision of additional funding for the upgrade of Wauchope Pool in development of 2015-2016 budgets.
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CARRIED: 6/2

FOR: Besseling, Cusato, Hawkins, Intemann, Levido and Sargeant

AGAINST: Griffiths and Roberts

13.06 DEVELOPMENT CONTRIBUTIONS FOR STUDENT ACCOMMODATION

Ms Michelle Chapman, representing the proponent, Chase Property Investments, addressed Council in opposition to the recommendation and answered questions from Councillors.

RESOLVED: *Levido/Sargeant*

That Council:

1. Amend the Development Contributions Assessment Policy, on a 18 month trial basis, to provide for a new Category of Student Accommodation subject to the following provisions:
 - a) A contribution rate of 0.175 Equivalent Tenements per Bed/Bedroom for Water Supply, Sewerage Services and S94 Development Contributions.
 - b) The Development to be for a minimum of 20 beds.
 - c) Maximum floor area for each unit of 12m² excluding bathroom facilities.
 - d) Arrangements satisfactory to Council are in place to ensure that:
 - i) The development is occupied by persons attending or enrolled at a local educational establishment (It is acknowledged that student accommodation would be sometimes used in association with other campus activities such a summer schools, conferences and training).
 - ii) If the nature of the occupancy changes to another form of housing, the developer to pay the appropriate contribution rate at the time.
 - iii) Each room is to be single occupancy.
2. Request the General Manager present a report on the results of the trial to the June 2016 Council Meeting.
3. Request the General Manager present a report to the March 2015 Council Meeting on the implementation and general feedback on the Policy.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and

Sargeant

AGAINST: Nil

09.01 STATUS OF OUTSTANDING REPORTS TO COUNCIL - NOVEMBER 2014

RESOLVED: Intemann/Levido

That the information in the November 2014 Status of Outstanding Reports to Council be noted.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

09.02 PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO COUNCILLORS POLICY

RESOLVED: Intemann/Hawkins

That Council:

1. Adopt the Payment of Expenses and Provision of Facilities to Councillors Policy, as attached.
2. Pursuant to section 253 of the Local Government Act 1993, forward to the Office of Local Government:
 - a) A copy of the adopted Payment of Expenses and Provision of Facilities to Councillors Policy.
 - b) A copy of this report.
 - c) A copy of the notice of public exhibition
 - d) Advice that no submissions were received.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

09.03 NATIONAL STRONGER REGIONS FUND - FUNDING APPLICATION - ENHANCEMENT OF HASTINGS RIVER DRIVE

RESOLVED: Griffiths/Cusato

That Council:

1. Endorse a funding submission to the Australian Government National Stronger Regions Fund for the enhancement of sections of Hastings River Drive from Gordon Street to Newport Island Road, Port Macquarie.
2. Endorse the modification of the One Year Operational Plan 2014 - 2015 action item 5.1.1.3 to include these works should the funding application be successful.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

09.04 QUESTION ON NOTICE - PECUNIARY INTERESTS

RESOLVED: Levido/Cusato

That Council note the response to the Question on Notice on Pecuniary Interests.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

09.05 REPORT ON ATTENDANCE AT THE 2014 SUSTAINABLE ECONOMIC GROWTH FOR REGIONAL AUSTRALIA CONFERENCE

RESOLVED: Griffiths/Hawkins

That Council note the conference report provided by Councillors Griffiths and Sargeant on their attendance at the 2014 Sustainable Economic Growth for Regional Australia Conference.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

09.06 DISCLOSURE OF INTEREST RETURN

RESOLVED: Levido/Cusato

That the Disclosure of Interest returns for the following positions be noted:

1. Group Manager ICT.
2. Transport and Stormwater Network Technical Officer.
3. Transport and Stormwater Network Operations Manager.
4. Road Engineer.
5. Traffic and Transport Engineer.
6. Senior Arborist (2x).
7. Plumbing and Drainage Officer.
8. Development Assessment Planner - Contributions.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

09.07 NOTICE OF MOTION - POLICY MAKING

RESOLVED: Intemann/Levido

That:

1. A review of the Policy entitled 'Proposing New Policy, Amending Existing Policy and Rescinding Obsolete Policy' be conducted with particular emphasis on:
 - a) Establishing the need for any new Policy.
 - b) Councillor involvement in Policy making.
 - c) Regular Policy reviews.
2. The proposed new Policy be reported to the June 2015 Ordinary Meeting of Council, with a prior briefing to Councillors.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

09.08 2013-2014 ANNUAL REPORT

RESOLVED: Intemann/Hawkins

That Council:

1. Adopt the 2013-2014 Annual Report, comprising Parts A, B and C.
2. Submit the adopted 2013-2014 Annual Report to the Minister for Local Government by the 30 November 2014.
3. Publish the adopted 2013-2014 Annual Report on Council's website and make copies of the report available at all Council Offices and Libraries by 30 November 2014.
4. Note distribution proposal for Part A Community Report Card 2013-2014.
5. Prior to publication, page 21 of Part A be amended to include dollar values and percentages adjacent to the pie chart.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

09.09 ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2014

RESOLVED: Hawkins/Griffiths

That Council adopts the Annual Financial Statements for the year ended 30 June 2014, as submitted, together with the Auditor's Report.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

09.10 MONTHLY FINANCIAL REVIEW FOR OCTOBER 2014

RESOLVED: Hawkins/Cusato

That Council adopt the adjustments in the "Financial Implications" section of the report for October 2014.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

09.11 INVESTMENTS - OCTOBER 2014

RESOLVED: Levido/Hawkins

That Council receive and note the Investment Report for the month of October 2014.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

09.12 LOCAL GOVERNMENT GRANTS COMMISSION

RESOLVED: Hawkins/Roberts

That Council note the 2014-2015 Grant calculations provided by the Local Government Grants Commission for Port Macquarie-Hastings Council.

CARRIED: 8/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant
AGAINST: Nil

**09.13 2014-2015 OPERATIONAL PLAN QUARTERLY PROGRESS REPORT AS
AT 30 SEPTEMBER 2014**

RESOLVED: Griffiths/Hawkins

That Council note:

1. The 2014-2015 Operational Plan quarterly progress report.
2. Adopt modifications to the 2014-2015 Operational Plan actions and performance measures as detailed in this report.

CARRIED: 8/0

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant*

AGAINST: Nil

10.01 DISABILITY STRATEGY 2015 - 2018

RESOLVED: Levido/Sargeant

That Council adopt the 7 Big Ideas Disability Strategy 2015-2018.

CARRIED: 8/0

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant*

AGAINST: Nil

11.01 FREE CAMPING PROGRESS REPORT

RESOLVED: Griffiths/Cusato

That Council:

1. Note the update on the free camping management trial and research project.
2. Note that vehicle based infringement systems are not permitted under the Local Government Act.

CARRIED: 7/1

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido and Roberts
AGAINST: Sargeant*

11.02 RV FRIENDLY TOWNS

RESOLVED: Griffiths/Levido

That Council:

1. Note the engagement of the community stakeholders in investigating RV Friendly Town status for Kendall and Wauchope.
2. Not permit camping on reserves, roads and road-related areas in the Port Macquarie-Hastings Local Government Area except for as provided in designated recreational vehicle spaces (noting that this resolution replaces Part 3 of the May 2014 resolution that Council not permit camping on reserves, roads and road-related areas in the Port Macquarie-Hastings Local Government Area).
3. Fund \$4,185 and \$2,200 towards up-front costs in obtaining RV Friendly Town Status for Wauchope and Kendall respectively noting that all other up-front and ongoing costs are to be borne by the Show Societies.
4. Authorise Council staff to formally apply for RV Friendly Town status at Kendall and Wauchope.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST Nil

11.03 INFRASTRUCTURE GAP ANALYSIS

RESOLVED: Sargeant/Roberts

That Council:

1. Note the Port Macquarie-Hastings Infrastructure Gap Analysis report.
2. Note the views of Council's Economic Development Steering Group with regard to the key priorities and future actions stemming from this analysis.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

11.04 2014-2015 COMMUNITY GRANTS PROJECTS FOR ENDORSEMENT

Councillor Intemann declared a Non-Pecuniary, Less Than Significant Interest in this matter and remained in the room during the Council's consideration.

RESOLVED: Besseling/Cusato

That Council:

1. Pursuant to provisions of Section 356 of the Local Government Act 1993, grant financial assistance from the Community Grants 2014-2015 Round 2 to:

Organisation Name	Project	Funding
General:		
Port Macquarie Volunteer Centre	Volunteer Expo	\$5,000
Hastings Child Protection Network	Teddy Bears Picnic	\$3,380
Port Macquarie Historical Society	New website	\$4,000
Rotary Club of Port Macq West	Interpretation Signs	\$3,234
Hastings Valley Miniature Railway	Electricity and Water	\$10,000
	Sub Total	\$25,614
Christmas and New Year's Eve Events:		
Long Flat Public School P&C	Community Celebration	\$462
Lake Cathie-Bonny Hills Lions Club	Xmas Carol Evening	\$2,400
Port Macquarie City Church	Xmas on Town Beach	\$4,900
	Sub Total	\$7,762
Place Making:		
Laurieton Men's Shed	Community Garden	\$10,000*
Wauchope Community Arts Council	Pergola at the Centre	\$10,000
\$10,000 allocated from Livewell Funding		
	Sub Total	\$10,000
Non Council Owned Halls:		
Comboyne War Memorial Hall	Kitchen Upgrade	\$9,096
	Sub Total	\$9,096
Environment:		
National Parks Association NSW	Weed Removal	\$2,000
	Sub Total	\$2,000
	Total Allocated	\$54,472

2. Agree to the recommendations of the Assessment Panel and distribute the unallocated funds through:
 - a) The Place Facilitator-Grants Officer further assisting the Wauchope Centenary of Rail Committee and Camden Haven Chamber of Commerce in the resubmission of their applications.

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- b) The Place Making Team working with the outlying communities/
community halls in the LGA to submit applications for community activities
over the Christmas and New Year season.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

11.05 PORT MACQUARIE AIRPORT - AIRPORT ADVISORY GROUP CHARTER

Councillor Cusato declared a Non-Pecuniary, Significant Interest in this matter and left the room and was out of sight during the Council's consideration, the time being 7:36pm.

RESOLVED: *Levido/Sargeant*

That Council adopt the amended Airport Advisory Group Charter as detailed in this report.

CARRIED: 6/1

FOR: Besseling, Griffiths, Hawkins, Intemann, Levido and Sargeant

AGAINST: Roberts

Councillor Cusato returned to the meeting, the time being 7:45pm.

12.02 DA 2014 - 0717 - ADDITIONS TO AIRCRAFT HANGAR INCLUDING CLAUSE 4.6 VARIATION TO CLAUSE 4.4 (FLOOR SPACE RATIO) OF PORT MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 AT LOT 14 DP 813358, ABBOTT CLOSE, PORT MACQUARIE

Councillor Cusato declared a Non-Pecuniary, Less Than Significant Interest in this matter and remained in the room during the Council's consideration.

RESOLVED: *Sargeant/Griffiths*

That DA2014 - 0717 for additions to aircraft hangar including Clause 4.6 variation to Clause 4.4 (Floor Space Ratio) of Port Macquarie-Hastings Local Environmental Plan 2011 at Lot 14, DP 813358, Abbott Close, Port Macquarie, be determined by granting consent subject to the recommended conditions.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant

AGAINST: Nil

**12.03 RECOMMENDED ITEM FROM HASTINGS LGA COAST AND ESTUARIES
SUB-COMMITTEE - LAKE CATHIE HAZARD STUDY REVIEW (2014)**

RESOLVED: Intemann/Griffiths

That Council note the Lake Cathie Hazard Study Review (2014).

CARRIED: 8/0

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant*

AGAINST: Nil

13.01 HOUSTON MITCHELL DRIVE/OCEAN DRIVE CONSTRUCTION UPDATE

RESOLVED: Levido/Hawkins

That Council:

1. Note and endorse the approach to the construction delivery for this project utilising the NSW Roads and Maritime Services crews.
2. Modify the 2014-2015 One Year Operational Plan to defer item 5.1.1.3(c) - Houston Mitchell Drive road upgrade between Pacific Highway and 900m east (budget \$1,910,000) until the 2015-2016 One Year Operational Plan.
3. Add a new 2014-2015 One Year Operational Plan action for the construction of the Houston Mitchell Drive/Ocean Drive Roundabout using the reallocation of the project budget as detailed in this report.
4. Delegate authority to the Mayor and General Manager to develop and enter into a memorandum of understanding between Council and NSW Roads and Maritime Services concerning the apportionment of project risk prior to project commencement.

CARRIED: 8/0

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant*

AGAINST: Nil

**13.03 LOCAL INFRASTRUCTURE RENEWAL SCHEME - FUNDING
AGREEMENT FOR UPGRADE OF HASTINGS RIVER DRIVE, GORDON
STREET TO ASTON STREET, PORT MACQUARIE**

RESOLVED: Griffiths/Cusato

That Council:

1. Accept the Local Infrastructure Renewal Scheme Funding Agreement for the Hastings River Drive Upgrade, Gordon Street to Aston Street, Port Macquarie.
2. Affix the Seal of Council to the necessary documents.

CARRIED: 8/0

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and
Sargeant*

AGAINST: Nil

**13.04 ACQUISITION OF EASEMENT FOR SERVICES - BEECHWOOD ROAD,
BEECHWOOD**

RESOLVED: Griffiths/Intemann

That Council:

1. Pay compensation in the amount of \$4,500 (ex GST) to the owner of Lot 28 Deposited Plan 245751, Estate of Late K M Cooper and D A Cooper, for the acquisition of an easement for services 10 metres wide depicted as "A" in Plan of Acquisition Deposited Plan 1195880.
2. Delegate to the General Manager Authority to sign the;
 - a. Contract for Sale/Deed of Acquisition.
 - b. Land and Property Information Transfer Granting Easement Form.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

13.05 DEVELOPMENT ACTIVITY AND ASSESSMENT SYSTEM PERFORMANCE

RESOLVED: Intemann/Levido

That Council note the Development Activity and Assessment System Performance Report for the first quarter of 2014-2015.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

**13.07 LOCAL ORDERS POLICY: KEEPING OF DOGS IN THRUMSTER KOALA
HABITAT**

RESOLVED: Levido/Intemann

That Council:

1. Publicly exhibit the attached draft Local Orders Policy to Restrict Keeping of Dogs in Core Koala Habitat Areas at Thrumster.
2. Consider a further report following completion of the public exhibition period, including a review of submissions and any necessary amendments to the draft Local Orders Policy.

CARRIED: 7/1

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido and Sargeant

AGAINST: Roberts

13.08 TOWN AND VILLAGE SIGNAGE

RESOLVED: Intemann/Cusato

That Council:

1. Note the process for engaging with our communities to develop town and village signage.
2. Give consideration to an allowance of \$78,000 for the implementation of community signage and town and village signage in the 2015-2016 operational budget.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

13.09 KENDALL TENNIS CLUB

RESOLVED: Levido/Griffiths

That Council:

1. Exhibit the draft Plan of Management for the Orara Street Kendall, Kendall Tennis Courts for a 28 day period commencing on 24 November 2014,
2. Allow for submissions regarding the draft plan to be made between 24 November 2014 and 18 January 2015, and
3. Receive a further report regarding this matter early in 2015.

CARRIED: 8/0

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant

AGAINST: Nil

14 QUESTIONS FOR NEXT MEETING

14.01 PLACE MAKING AT ROCKS FERRY RESERVE

Question from Councillor Griffiths:

Could the General Manager please advise what Council can do to enable volunteers to complete the following tasks?

- a) whipper snip the overgrown grass area and tidy up in general
- b) batter back the bank to create better access
- c) place river sand on the edge of the bank to create better access

Comments by Councillor (if provided):

Place Making is community involvement and empowerment. As part of the Place Making process in Wauchope, issues were raised regarding Rocks Ferry Reserve.

There is an opportunity to allow community participation to improve access and visual appeal. Funding has not allowed for the remaining works and volunteers have offered to complete work with the assistance of Council contractors and will carry a safe working guide to achieve the results above. Noted in Council correspondence sand may be removed by flooding and volunteers may wish to replace.

14.02 PONTOON WEST OF ROCKS FERRY RESERVE

Question from Councillor Griffiths:

Could a pontoon be included in a submission by Council for funding through the regional boating plan currently available through the NSW Government and Roads and Maritime Services for the Hastings River west of Rocks Ferry Reserve?

Comments by Councillor (if provided):

A request for a boating pontoon has been made for the Hastings River west of Rocks Ferry Reserve. Advice that a removable option may be available and an offer by community has been made to assist with management.

CONFIDENTIAL COMMITTEE OF THE WHOLE

RESOLVED: Roberts/Hawkins

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 15.01 Tender T-14-21 Supply and Delivery of Electrical Goods

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 15.02 Tender T-14-23 Tree Maintenance and Management Services

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 15.03 Tender T-14-49 Destination Public Relations

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 15.04 Annual Reporting of Contracts for Senior Staff

This item is considered confidential under Section 10A(2)(a) of the Local Government Act 1993, as it contains personnel matters concerning particular individuals (other than Councillors).

Item 15.05 Replacement of Membranes, Wauchope Water Treatment Plant

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 15.06 Tender T-14-05 Port Macquarie Indoor Stadium Expansion

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 15.07 Tender T-14-45 Supply of Pressure Sewer Systems and Associated Services

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.

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: 8/0

FOR: *Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant*

AGAINST: Nil

ADJOURN MEETING

The Ordinary Council Meeting adjourned at 8.16pm.

RESUME MEETING

The Ordinary Council Meeting resumed at 8.32pm.

ADOPTION OF RECOMMENDATIONS FROM THE CONFIDENTIAL COMMITTEE OF THE WHOLE

RESOLVED: Intemann/Roberts

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

Item 15.01 Tender T-14-21 Supply and Delivery of Electrical Goods

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. Accept the tender for the supply and delivery of electrical goods from Metal Manufactures Limited trading as TLE Electrical and Data Suppliers for a three (3) year period commencing 01 December 2014, with options to extend for
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- up to a further three (3) x one (1) year periods;
2. Affix the seal of Council to the necessary documents;
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-14-21.

Item 15.02 Tender T-14-23 Tree Maintenance and Management Services

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. Accept tenders from the following suppliers to be appointed to a panel for the provision of Tree Maintenance and Management services for a one (1) year period commencing 1 December 2014, with options to extend for up to a further two (2) x one (1) year periods:
 - a) Woodvale Tree Services Pty Ltd;
 - b) Port Tree Fella Pty Ltd;
 - c) Mid North Coast Tree Services Pty Ltd;
2. Affix the seal of Council to the necessary documents.
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-14-23.

Item 15.03 Tender T-14-49 Destination Public Relations

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. Accept the tender for Destination Public Relations from Gabrielle Brewer Lifestyle & Tourism Public Relations Pty Ltd for \$189,072 (ex GST) for a three (3) year term commencing 01 December 2014 with an option to extend for a further two (2) twelve month periods at Council's 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-14-49.

Item 15.04 Annual Reporting of Contracts for Senior Staff

This item is considered confidential under Section 10A(2)(a) of the Local Government Act 1993, as it contains personnel matters concerning particular individuals (other than Councillors).

RECOMMENDATION

That Council note the contractual conditions for the following Senior roles in the Organisation:

1. General Manager.
2. Director Infrastructure and Asset Management.
3. Director Community and Organisational Development.
4. Director Commercial Services and Industry Engagement.
5. Director Development and Environmental.

Item 15.05 Replacement of Membranes, Wauchope Water Treatment Plant

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. Pursuant to Section 55 (3)(i) of the Local Government Act 1993, due to the unavailability of competitive or reliable tenderers as described in this report, resolves to not invite tenders for the supply of eight (8) racks of Memcor water treatment membranes (56 modules) for the Wauchope Water Treatment Plant.
2. Accept the quotation from Evoqua Pty Ltd for \$358,018.00 (ex GST) for the supply of eight (8) racks of Memcor water treatment membranes (56 modules) for the Wauchope Water Treatment Plant.

Item 15.06 Tender T-14-05 Port Macquarie Indoor Stadium Expansion

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 pursuant to Clause 178(3)(a) of the Local Government (General) Regulation 2005 resolve to postpone the consideration of Tender T-14-05 for the Port Macquarie Indoor Stadium to the December 2014 Ordinary Meeting of Council.

Item 15.07 Tender T-14-45 Supply of Pressure Sewer Systems and Associated Services

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. Accept the tender submission from Environment One Corporation for \$918,880.91 (ex GST) for the supply of pressure sewer systems and associated services for a period of five (5) years;
2. Affix the seal of Council to the necessary documents;
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-14-45.

CARRIED: 8/0

FOR: *Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts and Sargeant*

AGAINST: Nil

The meeting closed at 8.32pm.

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Peter Besseling
Mayor