

PRESENT

Members:

Councillor Peter Besseling (Mayor)
Councillor Justin Levido (Deputy Mayor)
Councillor Rob Turner
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 Community and Economic Growth (Tricia Bulic)
Director of Corporate and Organisational Services (Rebecca Olsen)
Director of Development and Environment Services (Matt Rogers)
Director of Infrastructure and Asset Management (Jeffery Sharp)
Group Manager Governance and Executive Services (Stewart Todd)
Group Manager Community Engagement and Planning (Tracie Sanim)
Media and Public Relations Officer (Nicole Langdon)
Governance Support Officer (Bronwyn Lyon)

The meeting opened at 5.30pm.

01 WELCOME TO COUNTRY

The Mayor opened the Meeting, welcomed all in attendance and invited Mr Glenn Hannah, Chairperson of the Bunyah Local Aboriginal Land Council, to deliver the Welcome to Country.

Mr Hannah delivered the Welcome to Country.

02 LOCAL GOVERNMENT PRAYER

Pastor Will Jamieson, representing the Ministers Association of Wauchope, delivered the Local Government Prayer.

03 APOLOGIES

Nil.

04 CONFIRMATION OF MINUTES

RESOLVED: Intemann/Hawkins

1. That the Minutes of the Ordinary Council Meeting held on 18 February 2015 be confirmed.
2. That the Minutes of the Extra-Ordinary Council Meeting held on 9 March 2015 be confirmed.

CARRIED: 9/0

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

AGAINST: Nil

05 DISCLOSURES OF INTEREST

Councillor Levido declared a Non-Pecuniary, Less Than Significant Interest in Item 13.10 - Tacking Point Lighthouse Reserve, the reason being that Councillor Levido is a member of the Rotary Club of Port Macquarie Sunrise Inc. which is involved in a proposal for the continued development of the reserve.

Councillor Griffiths declared a Pecuniary Interest in Item 15.02 - Tender T-14-61 Supply and Delivery of Ready Mix Concrete, the reason being that Councillor Griffiths owns a business who one of the tenders is a customer.

Councillor Griffiths declared a Pecuniary Interest in Item 15.05 - Tender T-14-36 Provision of Structural Engineering Services and Structural Engineering Site Inspection or Supervision, the reason being that one of the tenderers is providing technical advice on a project Councillor Griffiths is currently undertaking.

Councillor Hawkins declared a Non-Pecuniary, Less Than Significant Interest in Item 09.01 - Request for Leave of Absence - Councillor Hawkins, the reason being the report concerns a request for leave of absence for Councillor Hawkins.

06.01 MAYORAL DISCRETIONARY FUND ALLOCATIONS

RESOLVED: Besseling

That the Mayoral Discretionary Fund allocations for the period 5 February to 4 March 2015 inclusive be noted.

CARRIED: 9/0

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

AGAINST: Nil

06.02 COUNCILLOR PORTFOLIO STRUCTURE

RESOLVED: Besseling

That Council adopt the revised Councillor Portfolio Structure as follows:

- (a) Communication, Governance and Community Relations
Chair: Mayor Peter Besseling
Alt Chair: General Manager, Craig Swift-McNair
 - (b) Future Planning and Environment
Chair: Councillor Trevor Sargeant
Alt Chair: Councillor Lisa Intemann
 - (c) Economic Development, Events & Tourism
Chair: Councillor Rob Turner
Alt Chair: Councillor Mike Cusato
Councillor Trevor Sargeant
 - (d) Glasshouse & Cultural Development
Chair: Councillor Adam Roberts
Alt Chair: Councillor Rob Turner
 - (e) Major Projects
Chair: Councillor Justin Levido
Alt Chair: Councillor Mike Cusato
 - (f) Roads & Infrastructure
Chair: Councillor Lisa Intemann
Alt Chair: Councillor Mike Cusato
 - (g) Public Spaces
Chair: Councillor Sharon Griffiths
Alt Chair: Councillor Geoff Hawkins
 - (h) Corporate Services
Chair: Councillor Geoff Hawkins
Alt Chair: Councillor Sharon Griffiths
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to champion the advancement of Council's key priorities by providing a means of gathering, receiving and discussing information in an efficient and timely manner.

CARRIED: 9/0

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

AGAINST: Nil

07 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING

RESOLVED: Levido/Griffiths

That Council determine that the attachments to Item Number 13.11 be considered as confidential, in accordance with Section 11(3) of the Local Government Act.

CARRIED: 9/0

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

AGAINST: Nil

08 PUBLIC FORUM

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

3. Mrs Jennifer Hurrell regarding Comboyne Issues.
4. Mr Heath Morgan regarding the PCYC and the Port Macquarie Indoor Stadium Expansion.
5. Ms Sheryl Barnett regarding Rocks Ferry Reserve and Planter Boxes in High Street, Wauchope.

RESOLVED: Roberts/Griffiths

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

CARRIED: 9/0

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

AGAINST: Nil

08.01 COMBOYNE ISSUES

Mrs Jennifer Hurrell, representing the Comboyne Community Association Inc., addressed Council in regard to a number of issues at Comboyne and answered questions from Councillors.

**08.02 PCYC AND PORT MACQUARIE INDOOR STADIUM
EXPANSION**

Mr Heath Morgan, representing the Port Macquarie Basketball Association, addressed Council in regard to the PCYC and the Port Macquarie Indoor Stadium Expansion and answered questions from Councillors.

**08.03 ROCKS FERRY RESERVE AND PLANTER BOXES IN HIGH
STREET, WAUCHOPE**

Ms Sheryl Barnett, representing the Wauchope Business Association, addressed Council in regard to the Rocks Ferry Reserve and planter boxes in High Street, Wauchope 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 09.08 - Mrs Diane Gilbert in opposition of the recommendation.

Item 11.03 - Mrs Robyn Sparkes in opposition of the recommendation.

RESOLVED: Hawkins/Turner

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

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant
and Turner*
CARRIED: 9/0
AGAINST: Nil

SUSPENSION OF STANDING ORDERS

RESOLVED: Hawkins/Turner

That Standing Orders be suspended to allow Items 09.08 and 11.03 to be brought forward and considered next.

*FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant
and Turner*
CARRIED: 9/0
AGAINST: Nil

09.08 DRAFT ONE YEAR OPERATIONAL PLAN FOR 2015 - 2016, DRAFT REVENUE POLICY AND DRAFT FEES AND CHARGES 2015 - 2016

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

RESOLVED: Hawkins/Intemann

That Council:

1. Approve the following documents to be placed on public exhibition for the period 23 March - 1 May 2015 (noting there is a minimum of 28 days in accordance with the requirements of Sections 404 and 405 of the Local Government Act (1993)):
 - a) Draft One Year Operational Plan 2015 - 2016
 - b) Draft Fees and Charges 2015 - 2016
 - c) Draft Revenue Policy 2015 - 2016
 - d) Rating Maps 2015 - 2016
2. Endorse the community engagement plan for the development of the One Year Operational Plan for 2015 - 2016 and associated documents, to enable the community to provide its input into the decision making of Council.
3. Request the General Manager update the February 2013 report on cost-shifting from other levels of government, by tabling an updated report to the May 2015 meeting of Council advising the adverse financial impact of cost-shifting on:
 - a) Council's 2015 - 2016 Operational Plan
 - b) Council's Long Term Financial Plan.

CARRIED: 9/0

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

AGAINST: Nil

11.03 FREE CAMPING

Mrs Robyn Sparkes addressed Council in opposition of the recommendation and answered questions from Councillors.

RESOLVED: Turner/Intemann

That Council:

1. Note the outcomes from the Free Camping Management Trial.
2. Adopt the draft Port Macquarie-Hastings Free Camping Position Statement.
3. Note Council staff will continue to monitor and engage with the free camping environment as per the Position Statement and report back to Council in February 2016.
4. Write to the Minister for Roads, the Minister for Local Government and other relevant ministers requesting a legislative amendment allowing infringements relating to free camping to be issued against a vehicle rather than an individual.

CARRIED: 9/0

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

09.01 REQUEST FOR LEAVE OF ABSENCE - COUNCILLOR HAWKINS

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

RESOLVED: Roberts/Turner

That Council grant leave of absence for Councillor Hawkins for the period 12 April 2015 to 17 July 2015, which includes the Ordinary Meetings of Council scheduled for 15 April, 20 May, 17 June and 15 July 2015.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
AGAINST: Nil

09.02 STATUS OF OUTSTANDING REPORTS TO COUNCIL - MARCH 2015

RESOLVED: Levido/Griffiths

That the information in the March 2015 Status of Outstanding Reports to Council be noted.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
AGAINST: Nil

09.03 DISCLOSURE OF INTEREST RETURN

RESOLVED: Intemann/Sargeant

That Council note the Disclosure of Interest returns for the positions of:

1. Environmental Health Officer - Onsite Sewage Management.
2. Swimming Pool Compliance Officer.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
AGAINST: Nil

09.04 PROJECT MANAGEMENT

RESOLVED: Hawkins/Griffiths

That Council note the report on project management and the current status of the review of the Project Management and Gateway Policy.

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
CARRIED: 9/0
AGAINST: Nil

09.05 REVIEW OF GLASSHOUSE SUB-COMMITTEE CHARTER

RESOLVED: Roberts/Turner

That Council note the amendments made to the Glasshouse Sub-Committee Charter and adopt the revised Charter.

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
CARRIED: 9/0
AGAINST: Nil

09.06 INVESTMENTS - FEBRUARY 2015

RESOLVED: Hawkins/Sargeant

That Council note the Investment Report for the month of February 2015.

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
CARRIED: 9/0
AGAINST: Nil

09.07 MONTHLY FINANCIAL REVIEW FOR FEBRUARY 2015

RESOLVED: Hawkins/Cusato

That Council adopt the adjustments in the "Financial Implications" section of the report for February 2015.

FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant and Turner
CARRIED: 9/0
AGAINST: Nil

09.09 THIRD SIX MONTHLY DELIVERY PROGRAM (2013-2017) REPORT

RESOLVED: Intemann/Hawkins

That Council note the six monthly progress report (third) on the Delivery Program 2013 - 2017, encompassing June 2014-December 2014.

CARRIED: 9/0

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

AGAINST: Nil

10.01 RECOMMENDED ITEM FROM THE MAYOR'S SPORTING FUND SUB-COMMITTEE - FEBRUARY MEETING

RESOLVED: Besseling/Turner

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

1. Mr Harrison Northey in the amount of \$350.00 to assist with expenses he incurred travelling to and competing at the NSW State Swimming Championships held in Sydney during January 2015.
2. Miss Shelby Grainger in the amount of \$450.00 to assist with the expenses she incurred travelling to and competing at the Australian Indigenous Schoolgirls Netball Championships held on the Gold Coast during January 2015.
3. Miss Annabel Starr in the amount of \$350.00 to assist with the expenses she will incur competing as a member of the NSW Under 20's Ladies Basketball Team to compete in Dandenong Victoria from 22 - 28 February 2015.

CARRIED: 9/0

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

AGAINST: Nil

11.01 DESTINATION SIGNAGE UPDATE

RESOLVED: Turner/Cusato

That Council note:

1. Exploring cost effective solutions for the new destination signage continues to be challenging with regard to multiple stakeholder requirements.
2. Future work in this regard will be via a partnered approach, with Council encouraging local and regional industry representatives to take the lead in advocating for long term solutions.

CARRIED: 8/1

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

AGAINST: Sargeant

11.02 DIGITAL STRATEGY

RESOLVED: Turner/Hawkins

That Council:

1. Agree the draft Digital Strategy be placed on public exhibition for the period 23 March to 19 April 2015.
2. Note that the feedback received on the draft and the amended Strategy will be presented for adoption at the May 2015 Council Meeting.

CARRIED: 9/0

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

AGAINST: Nil

12.01 DA 2014 - 0565 - REMOVAL OF TWO DWELLINGS AND ERECTION OF A NEW DWELLING WITH CLAUSE 4.6 VARIATION TO CLAUSE 4.2A (MINIMUM LOT SIZE STANDARD) OF THE PORT MACQUARIE HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 AT LOT 21A AND LOT 83 DP 754404, HACKS FERRY ROAD, HACKS FERRY

RESOLVED: Sargeant/Levido

That the approval of DA 2014 - 0865 for removal of two dwellings and erection of a new dwelling with Clause 4.6 variation to Clause 4.2A (minimum lot size standard) of the Port Macquarie Hastings Local Environmental Plan 2011 at Lot 21A & 83, DP 754404, Hacks Ferry Road, Hacks Ferry, be noted.

CARRIED: 9/0

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

AGAINST: Nil

12.02 DA 2014 - 801 - 378 LOT RESIDENTIAL SUBDIVISION INCLUDING A CLAUSE 4.6 VARIATION TO CLAUSE 4.1 (MINIMUM LOT SIZE) OF PORT MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011

RESOLVED: Sargeant/Intemann

That the approval of DA 2014 - 0801 for a 378 lot residential subdivision including a Clause 4.6 variation to Clause 4.1 (minimum lot size standard) of the Port Macquarie-Hastings Local Environmental Plan 2011 at LOT: 96 DP: 1197050, LOT: 95 DP: 1197050, LOT: 1 DP: 603648, LOT: 51 DP: 1130161, LOT: 11 DP: 1137444, LOT: 53 DP: 1130161, LOT: 18 DP: 776843, LOT: 10 DP: 809815, LOT: 63 DP: 1095861, LOT: 67 DP: 1095861, LOT: 69 DP: 1095861, LOT: 62 DP: 1095861, LOT: 3 DP: 112929, LOT: 71 DP: 1061516, LOT: 39 DP: 1158318, LOT: 40 DP: 1158318, Bestglen Place & Oxley Highway THURMSTER, be noted.

CARRIED: 9/0

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

13.01 QUESTION ON NOTICE - CAR PARKING - PORT MACQUARIE CBD

RESOLVED: Intemann/Turner

That Council note the information in this report.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant
and Turner
AGAINST: Nil

**13.02 QUESTION ON NOTICE - FUNDING FOR OCEAN DRIVE / HOUSTON
MITCHELL DRIVE ROUNDABOUT**

RESOLVED: Levido/Griffiths

That this matter be deferred to the April 2015 Council Meeting.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant
and Turner
AGAINST: Nil

**13.03 QUESTION ON NOTICE - LANDSCAPE MAINTENANCE JOHN OXLEY
DRIVE AND OXLEY HIGHWAY**

RESOLVED: Sargeant/Cusato

That Council again express its strong concern to Roads and Maritime Services regarding the poor maintenance of vegetation on the Oxley Highway between the 'donut' and Fernhill Road, particularly the median strips and within the roundabouts, which has left this premier gateway into Port Macquarie unsightly, weed ridden and in some areas unsafe.

CARRIED: 9/0
FOR: Besseling, Cusato, Griffiths, Hawkins, Intemann, Levido, Roberts, Sargeant
and Turner
AGAINST: Nil

13.04 FLYNNS BEACH SEAWALL UPDATE REPORT

RESOLVED: Intemann/Turner

That Council:

1. Note Council's 2014/15 Coastal Management Program funding application to the NSW Office of Environment and Heritage as unsuccessful.
2. Note Council's 2015/16 Coastal Management Program funding application to the NSW Office of Environment and Heritage.
3. Defer item 5.3.1.2 (i) of the 2014/15 One Year Operational Plan line to the 2015/16 One Year Operational Plan.

CARRIED: 9/0

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

AGAINST: Nil

13.05 STINGRAY CREEK BRIDGE GRANT FUNDING

MOTION

MOVED: Levido/Intemann

That Council formally accept the grant conditions for Stingray Creek Bridge funding.

AMENDMENT

MOVED: Roberts/Intemann

That Council:

1. Formally accept the grant conditions for Stingray Creek Bridge funding.
2. Formally thank the local state member and Minister for Roads, for the funding contributions to date.

THE AMENDMENT WAS PUT

MOVED: Roberts/Intemann

That Council:

1. Formally accept the grant conditions for Stingray Creek Bridge funding.
2. Formally thank the local state member and Minister for Roads, for the funding contributions to date.

LOST: 4/5

FOR: Griffiths, Intemann, Roberts and Sargeant

AGAINST: Besseling, Cusato, Hawkins, Levido and Turner

THE MOTION WAS PUT

RESOLVED: Levido/Intemann

That Council formally accept the grant conditions for Stingray Creek Bridge funding.

CARRIED: 9/0

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

AGAINST: Nil

13.06 RECOMMENDED ITEM FROM TOWN CENTRE MASTER PLAN SUB-COMMITTEE - TOWN GREEN**MOTION**

MOVED: Hawkins/Turner

That Council, in consultation with the Town Centre Master Plan Sub Committee, and utilising the Town Centre Master Plan reserve, undertake urgent remedial turfing and levelling of the worst affected areas of the Town Green west (CWA to the Sea Plane).

THE MOTION WAS WITHDRAWN

AMENDMENT

MOVED: Sargeant

That Council, in consultation with the Town Centre Master Plan Sub-Committee, and utilising the Town Centre Master Plan reserve, undertake urgent remedial turfing and levelling of the Town Green west area.

LAPSED FOR WANT OF A SECONDER

RESOLVED: Hawkins/Turner

That the General Manager bring back a report to the May 2015 Council Meeting pending further information from staff on urgent remedial actions for the Town Green as per the Town Centre Master Plan recommendation.

CARRIED: 7/2

FOR: Besseling, Griffiths, Hawkins, Intemann, Roberts, Sargeant and Turner

AGAINST: Cusato and Levido

13.07 EXPRESSION OF INTEREST: REGIONAL TOURISM INFRASTRUCTURE FUND - REGIONAL AIRPORTS PROGRAM

RESOLVED: Levido/Sargeant

That Council:

1. Note the NSW Government Regional Tourism Infrastructure Fund - Regional Airports Program grant funding opportunity; and
2. Submit an Expression of Interest for grant funding under this Program for an upgrade of the existing passenger terminal building at Port Macquarie Airport.

CARRIED: 9/0

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

AGAINST: Nil

13.08 DEVELOPMENT CONTRIBUTIONS FOR STUDENT ACCOMMODATION - UPDATE

RESOLVED: Levido/Turner

That Council:

1. Note the progress of the 18 month trial of the amendment to the Development Contribution Assessment Policy to provide for a new Category of Student Accommodation.
2. Amend item 'c' of the trial provisions relating to floor area requirements to a maximum of 15m² excluding bathroom facilities.

CARRIED: 9/0

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

AGAINST: Nil

13.09 LOCAL ORDERS POLICY FOR THE KEEPING OF DOGS AT THURMSTER: SUBMISSIONS REPORT

RESOLVED: Turner/Levido

That Council adopt the Local Orders Policy to Restrict the Keeping of Dogs at Thurmster, as publicly exhibited, in accordance with section 161 of the Local Government Act 1993.

CARRIED: 6/3

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

AGAINST: Cusato, Griffiths and Roberts

13.10 TACKING POINT LIGHTHOUSE RESERVE

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

RESOLVED: Sargeant/Hawkins

That Council:

1. Note that works have commenced on Stage 4 of the Tacking Point Lighthouse Reserve Master Plan.
2. Formally thank the Rotary Club of Port Macquarie Sunrise for their strong interest and considerable commitment to this project.
3. Seek grant funding for future development of the staged works for Lighthouse Road east of Davis Crescent and precinct in accordance with the Tacking Point Lighthouse Reserve Master Plan.

CARRIED: 9/0

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

AGAINST: Nil

13.11 TOWN BEACH MARINE RESCUE & PUBLIC AMENITIES

RESOLVED: Levido/Griffiths

That Council:

1. Note the issues and design progress in relation to the Town Beach Marine Rescue and Public Amenities upgrade.
2. Increase the available project budget by \$162,901, to cater for internal stairs and other increased requirements as a result of detailed discussions with Marine Rescue.

CARRIED: 9/0

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

AGAINST: Nil

14 QUESTIONS FOR NEXT MEETING

14.01 USE OF FUNDS FROM THE SALE OF TIMBERTOWN

Question from Councillor Griffiths:

Could the GM advise whether the appropriate process has been followed for the use of the funds from the sale of Timbertown under legislation and whether the community have been fairly consulted in regard to the use of the Timbertown funds which were raised through the community.

Comments by Councillor (if provided):

Nil.

CONFIDENTIAL COMMITTEE OF THE WHOLE

RESOLVED: Turner/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 | Request for Bad Debt Write-Off
This item is considered confidential under Section 10A(2)(b) of the Local Government Act 1993, as it contains discussion in relation to the personal hardship of a resident or ratepayer. |
| Item 15.02 | Tender T-14-61 Supply and Delivery of Ready Mix Concrete
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. |
| Item 15.03 | Tender T-15-01 Provision of Building Maintenance Services
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. |
| Item 15.04 | Supply of two (2) 12,000 Litre Water Tanker Trucks
This item is considered confidential under Section 10A(2)(d(i)) of |
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- 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.
- Item 15.05 Tender T-14-36 Provision of Structural Engineering Services and Structural Engineering Site Inspection or Supervision
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.
- Item 15.06 Port Macquarie Indoor Stadium Expansion
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: 9/0

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

AGAINST: Nil

ADJOURN MEETING

The Ordinary Council Meeting adjourned at 8.26pm

RESUME MEETING

The Ordinary Council Meeting resumed at 9.10pm

ADOPTION OF RECOMMENDATIONS FROM THE CONFIDENTIAL COMMITTEE OF THE WHOLE

RESOLVED: Turner/Roberts

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

Item 15.01 Request for Bad Debt Write-Off

This item is considered confidential under Section 10A(2)(b) of the Local Government Act 1993, as it contains discussion in relation to the personal hardship of a resident or ratepayer.

RECOMMENDATION

That Council write off as a non-recoverable bad debt the outstanding debt outlined in the report.

Item 15.02 Tender T-14-61 Supply and Delivery of Ready Mix Concrete

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. Accept the tenders from the following suppliers to be appointed to a panel of suppliers for the supply and delivery of Ready Mix Concrete:
 - a) Boral Resources (Country) Pty Ltd;
 - b) Holcim Pty Ltd; and
 - c) Hurd Haulage t/as Hy-Tecfor a two (2) year period from March 2015 with options to extend for up to a further two (2) 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-14-61.

Item 15.03 Tender T-15-01 Provision of Building Maintenance Services

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. Accept the tenders from the following suppliers to be appointed to a panel of suppliers for the provision of Building Maintenance Services for a two (2) year period commencing 1 April 2015, with options to extend for up to a further two (2) x one (1) year periods:
 - a) Eames Constructions Pty Ltd

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- b) Edward Sala
 - c) G & L Croker Pty Ltd
 - d) ML Costello & A Robertson trading as MCR Building and Property Maintenance.
2. Affix the seal of Council to the necessary documents.
 3. Maintain the confidentiality of the documents and considerations in respect of Tender T-15-01.

Item 15.04 Supply of two (2) 12,000 Litre Water Tanker Trucks

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. Pursuant to Section Section 55 (3) (g) of the Local Government Act 1993, contract for the purchase of goods, materials or services specified by the NSW Procurement Board or the Department of Administrative Services of the Commonwealth, made with a person so specified, during a period so specified and at a rate not exceeding the rate so specified as described in this report, resolves not to invite tenders for the supply and delivery of two (2) 12,000 Litre Water Tanker Trucks.
2. Accept the quotation from Midcoast Trucks for the supply and delivery of two (2) 2014 Isuzu FXZ 1500 Long Chassis Cab Chassis trucks for \$288,194 (excl GST).
3. Maintain the confidentiality of the documents and considerations in respect of Request for Quotation.

Item 15.05 Tender T-14-36 Provision of Structural Engineering Services and Structural Engineering Site Inspection or Supervision

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. Accept the tenders from the following suppliers to be appointed to a panel of suppliers for the provision of Structural Engineering Services and Structural Engineering Site Inspection or Supervision:
 - a) Dale C Carr & Associates Pty Ltd;
 - b) GR Consulting Engineers Pty Ltd; and
 - c) Alan Taylor and Associates.for a two (2) year period commencing April 2015, with options to extend for up to a further two (2) 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-14-36.

Item 15.06 Port Macquarie Indoor Stadium Expansion

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. Delegate authority to the Mayor and General Manager to enter into a formal Heads of Agreement with the Police Citizens Youth Clubs NSW Ltd for the sole management of the expanded Port Macquarie Indoor Stadium, excluding the area currently dedicated to the Port Macquarie Gymnastics Club Inc.
2. Note that upon entering into the Heads of Agreement with the Police Citizens Youth Clubs NSW Ltd, the Mayor and General Manager will commence negotiations for the establishment of a formal lease between Council and the Police Citizens Youth Clubs NSW Ltd for the operation of the expanded Port Macquarie Indoor Stadium.
3. Not enter into a construction contract until a lease agreement is established between Council and the Police Citizens Youth Clubs NSW Ltd.
4. Undertake community engagement, in conjunction with the Police Citizens Youth Clubs NSW Ltd, with key user groups of the Port Macquarie Indoor Stadium and Councillors relating to the future operations of the expanded stadium prior to finalising a lease for the operation of the expanded stadium.

CARRIED: 9/0

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

AGAINST: Nil

The meeting closed at 9.11pm.

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Peter Besseling
Mayor