

PRESENT

Members:

Councillor Peta Pinson (Mayor)
Councillor Lisa Intemann (Deputy Mayor)
Councillor Rob Turner
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)
Acting Director Development and Environment (Dan Croft)
Director Infrastructure (Dan Bylsma)
Director Strategy and Growth (Jeffery Sharp)
Group Manager Governance (Michael Ferguson)
Governance and Legal Officer (Kirsty Callander)
Governance Support Officer (Bronwyn Lyon)
Communications Manager (Andy Roberts)

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 Mark Minturn from the Coastside Church and President of the Port Macquarie Ministers' Association 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 11 December 2019 be confirmed.
2. That the Minutes of the Extraordinary Council Meeting held on 22 January 2020 be confirmed.
3. That the Minutes of the Confidential Committee of the Whole Meeting held on 11 December 2019 be confirmed.

CARRIED: 8/0

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

AGAINST: Nil

05 DISCLOSURES OF INTEREST

Councillor Levido declared a Non-Pecuniary, Significant Interest in Item 15.01 - Sale of Innes Gardens Memorial Park Crematorium and Lawn Cemetery, the reason being that Councillor Levido is the principal of Levido Law and Property. The Firm acts for the purchasing entity, the subject of the report.

Councillor Levido declared a Non-Pecuniary, Significant Interest in Item 15.03 - T-19-53 Design of Rainbow Beach Sporting Fields, the reason being that Councillor Levido is the principal of Levido Law and Property. The Firm acts for one of the tenderers, the subject of the report.

Councillor Levido declared a Non-Pecuniary, Significant Interest in Item 15.05 - RFQ-19-22 Kenny Walk Construction Upgrade & RFQ-19-24 Kenny Walk Civil Works Upgrade, the reason being that Councillor Levido is the principal of Levido Law and Property. The Firm acts for a principal of one of the tenderers, the subject of the report.

Councillor Levido declared a Non-Pecuniary, Significant Interest in Item 15.07 - T-19-64 Coastal Walk Boardwalks, the reason being that Councillor Levido is the principal of Levido Law and Property. The Firm acts for a principal of one of the tenderers, the subject of the report.

Councillor Hawkins declared a Non-Pecuniary, Less Than Significant Interest in Item 13.03 - Water Restrictions Update and Water Storage Levels, the reason being that Councillor Hawkins and his wife are Directors, Trustees and Beneficiaries of their own self-managed super fund which owns shares in several ASX listed public

companies that are significantly involved in water processing and water purification activities both in Australia and overseas. Councillor Hawkins has no interest in any local business or activities in this area.

Councillor Hawkins declared a Non-Pecuniary, Less Than Significant Interest in Item 13.04 - Water Supply Security Update, the reason being that Councillor Hawkins and his wife are Directors, Trustees and Beneficiaries of their own self-managed super fund which owns shares in several ASX listed public companies that are significantly involved in water processing and water purification activities both in Australia and overseas. Councillor Hawkins has no interest in any local business or activities in this area.

Councillor Intemann declared a Non-Pecuniary, Less Than Significant Interest in Item 12.01 - Notice of Motion - Wauchope RSL Club Senior Housing Development, the reason being that Councillor Intemann is a Director of Hastings Co-operative Ltd, which uses for parking nearby land owned by Council.

Mayor Pinson declared a Non-Pecuniary, Less Than Significant Interest in Item 11.01 - Refund of Application Fees - Port Macquarie Croquet Club, the reason being that Councillor Pinson is the Patron of the Port Macquarie Croquet Club.

Mayor Pinson declared a Pecuniary Interest in Item 15.02 - T-19-61 Construction of Port Macquarie Sewer Rising Main 71, the reason being that Councillor Pinson holds interests in a company Stabilcorp, that provides quotations and services to one of the tenderers.

Mayor Pinson declared a Pecuniary Interest in Item 15.04 - T-19-55 Construction of Schools to Schools Shared Pathways, the reason being that Councillor Pinson holds interests in a company Stabilcorp, that has provided quotations for one of the tenderers.

Mayor Pinson declared a Pecuniary Interest in Item 15.05 - RFQ-19-22 Kenny Walk Construction Upgrade & RFQ-19-24 Kenny Walk Civil Works Upgrade, the reason being that Councillor Pinson holds interests in a company Stabilcorp, that provides services and quotations listed tenderers.

Mayor Pinson declared a Pecuniary Interest in Item 15.07 - T-19-64 Coastal Walk Boardwalks, the reason being that Councillor Pinson holds interests in a company Stabilcorp, that provides services and quotations and services to listed tenderers.

06 MAYORAL MINUTES

Nil.

07 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING

RESOLVED: Griffiths/Dixon

That Council determine that the attachments to Item Numbers 10.07 and 10.17 be considered as confidential, in accordance with section 11(3) of the Local Government Act.

CARRIED: 8/0

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

AGAINST: Nil

08 PUBLIC FORUM – MATTERS NOT ON THE AGENDA

The Mayor advised of requests to speak in the Public Forum - Matters Not On The Agenda from:

1. Mr Philip Von Schoenberg regarding Public School Teachers' Views on Climate Change in Support of Parents, Students and Doctors.
2. Mr Dave Curry, Revive Lake Cathie, regarding Lake Cathie / Lake Innes Estuarine System.
3. Mr Stewart Cooper regarding Issues in Lake Cathie.
4. Ms Rachel Sheppard regarding Climate Change and Our Community.
5. Mr Martin Parish regarding Mosquitoes Infestation - Epidemic Levels.

RESOLVED: Dixon/Alley

That the above requests to speak in the Public Forum - Matters Not On The Agenda be acceded to.

CARRIED: 8/0

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

AGAINST: Nil

08.01 PUBLIC SCHOOL TEACHERS' VIEWS ON CLIMATE CHANGE IN SUPPORT OF PARENTS, STUDENTS AND DOCTORS.

Mr Philip Von Schoenberg was not present at the meeting.

08.02 LAKE CATHIE / LAKE INNES ESTUARINE SYSTEM

Mr Dave Curry, Revive Lake Cathie, addressed Council regarding Lake Cathie / Lake Innes Estuarine System and answered questions from Councillors.

08.03 ISSUES IN LAKE CATHIE

Mr Stewart Cooper addressed Council regarding Issues in Lake Cathie and answered questions from Councillors.

08.04 CLIMATE CHANGE AND OUR COMMUNITY

Ms Rachel Sheppard addressed Council regarding Climate Change and Our Community and answered questions from Councillors.

08.05 MOSQUITOES INFESTATION - EPIDEMIC LEVELS

Mr Martin Parish addressed Council regarding Mosquitoes Infestation - Epidemic Levels and answered questions from Councillors.

09 PUBLIC FORUM – MATTERS ON THE AGENDA

The Mayor advised of requests to speak in the Public Forum - Matters On The Agenda from:

Item 10.16 - Mr Mick Lyons in support of the recommendation.

Item 12.01 - Mr Malcolm Butler in support of the recommendation.

Item 13.03 & 13.04 - Ms Carmel Krogh in support of the recommendation.

RESOLVED: Griffiths/Hawkins

That the above requests to speak in the Public Forum - Matters On The Agenda be acceded to.

CARRIED: 8/0

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

AGAINST: Nil

SUSPENSION OF STANDING ORDERS

RESOLVED: Turner/Dixon

That Standing Orders be suspended to allow items 10.16, 2.01, 13.03, 13.04 and 11.04 to be brought forward and considered next.

CARRIED: 8/0

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

AGAINST: Nil

10.16 INVESTMENTS - JANUARY 2020

Councillor Dixon left the meeting, the time being 6:53pm.

Councillor Dixon returned to the meeting, the time being 6:57pm.

Mr Mick Lyons addressed Council in support of the recommendation and answered questions from Councillors.

RESOLVED: Hawkins/Turner

That Council note the Investment Report for the month of January 2020.

CARRIED: 7/1
FOR: Alley, Dixon, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Griffiths

12.01 NOTICE OF MOTION - WAUCHOPE RSL CLUB SENIOR HOUSING DEVELOPMENT

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

Mr Malcolm Butler, Wauchope RSL Club Ltd, addressed Council in support of the recommendation and answered questions from Councillors.

MOTION

MOVED: Pinson/Griffiths

That Council:

1. Note that the Wauchope RSL Club repaid Council's loan to purchase the Bransdon Street carpark site in 1967, being Lots 4, 5, and 6 in DP 236079.
2. Note the purpose for repaying the loan on behalf of Council was to provide additional parking space for Wauchope RSL and the community at that time.
3. Note the original agreement provided for Wauchope RSL to have first right of refusal should Council wish to sell the carpark site.
4. Waive the payment of carparking contributions levied under Section 7.11 of the Environmental Planning and Assessment Act 1979 on DA2018 - 562, for seniors housing at Lot 1 DP 390610, Lot 1 DP: 782560, Lots 10, 11, 12, 13 DP 861177, Lots 3 and 4 DP 347796, Lot 1 DP 151300, Lot 1 DP 795534, Lot 1 DP 1053812 and Lot 1 DP 393967. The amount waived is 18 car parking spaces, which is currently \$6,434 per space under Council's Contribution Plan 1993 - Part C - Car Parking, totalling \$115,812.
5. Invite the Wauchope RSL Club to lodge an application to modify DA2018 - 652 to delete reference to the payment of car parking contributions.

LOST: 2/6
FOR: Griffiths and Pinson

AGAINST: *Alley, Dixon, Hawkins, Intemann, Levido and Turner*

MOTION

MOVED: Intemann/Alley

That the General Manager bring back to the April 2020 meeting of Council a report updating Council on the history of the Bransdon Street, Wauchope car park issue including a settlement proposal with the Wauchope RSL Club Ltd.

LOST: 1/7

FOR: *Pinson*

AGAINST: *Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Turner*

MOTION

MOVED: Levido/Alley

That the General Manager bring back to the March 2020 meeting of Council a report updating Council on the history of the Bransdon Street, Wauchope car park issue including a settlement proposal to pay to the Wauchope RSL Club Ltd the sum of \$125,000 plus interest by reference to the CPI - All Groups Sydney plus gst, calculated from 1 January 2008 to the date of payment which payment date will be on or before 30 June 2020.

AMENDMENT

MOVED: Pinson/Intemann

1. That the General Manager invite representatives of the Wauchope RSL Club Ltd for the purpose of urgent discussions over the matter of a proposed future settlement and report back to Councillors via an urgent briefing as to the outcome of those discussions.
2. That a report be provided to the March 2020 Ordinary Council Meeting detailing a proposed settlement.

THE AMENDMENT WAS PUT AND LOST

LOST: 3/5

FOR: *Griffiths, Intemann and Pinson*

AGAINST: *Alley, Dixon, Hawkins, Levido and Turner*

PUT THE MOTION

RESOLVED: Levido/Alley

That the General Manager bring back to the March 2020 meeting of Council a report updating Council on the history of the Bransdon Street, Wauchope car park issue including a settlement proposal to pay to the Wauchope RSL Club Ltd the sum of \$125,000 plus interest by reference to the CPI - All Groups Sydney plus gst, calculated from 1 January 2008 to the date of payment which payment date will be on or before 30 June 2020.

CARRIED: 8/0

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

AGAINST: *Nil*

13.03 WATER RESTRICTIONS UPDATE AND WATER STORAGE LEVELS

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

Ms Carmel Krogh addressed Council in support of the recommendation for both this Item and Item 13.04 and answered questions from Councillors.

MOVED: Pinson/Griffiths

That Council:

1. Note the update on water supply and Total Combined Storage (TCS) since the implementation of Level 4 Severe Water Restrictions on 28 January 2020.
2. Move from Level 4 to Level 3 Water Restrictions from Sunday 1 March 2020, for residential use.
3. Not implement Level 4 Severe Water Restrictions for commercial users from 25 February 2020 as previously resolved by Council on 22 January 2020, but move from Level 4 to Level 3 Water Restrictions from Sunday 1 March 2020, for commercial users.
4. Continue to disable all public outdoor showers, fish cleaning tables and boat cleaning areas until 1 April 2020.
5. Thank the Community for their commitment to 'Reducing Our Use' during this difficult period of water restrictions.

LOST: 2/6

FOR: Griffiths and Pinson

AGAINST: Alley, Dixon, Hawkins, Intemann, Levido and Turner

RESOLVED: Turner/Alley

That Council:

1. Note the update on water supply and Total Combined Storage (TCS) since the implementation of Level 4 Severe Water Restrictions on 28 January 2020.
2. Move from Level 4 to Level 3 Water Restrictions only once the TCS increases above 48%.
3. That Council significantly increase its frequency and scope of communication with our community in order to heighten awareness and transparency around water and its usage.

CARRIED: 6/2

FOR: Alley, Dixon, Hawkins, Intemann, Levido and Turner

AGAINST: Griffiths and Pinson

13.04 WATER SUPPLY SECURITY UPDATE

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

MOTION

MOVED: Alley/Hawkins

That Council:

1. Note the information included in the Water Supply Security Update report.
2. With regards to project 2 identified in this report and pursuant to Section 55(3)(i) of the *Local Government Act 1993*, endorse the direct engagement of the required suppliers, fabricators and installers due to the water supply security risks outlined in this report resulting in extenuating circumstances for the upgrade of the Wauchope Water Treatment Plant, with DuPont (Australia) Pty Ltd and Membrane Systems Australia Pty Ltd being the two main suppliers.
3. With regards to project 3 – stage 1 identified in this report and pursuant to Section 55(3)(a) of the *Local Government Act 1993*, note the direct engagement of a Consultant, through Local Government Procurement Professional Services panel LGP1208-3, to undertake the feasibility and investigation works for a seawater reverse osmosis desalination plant.
4. With regards to recycled water, request the General Manager:
 - a) Write to the NSW Minister for Water, Hon. Melinda Pavey MP and Minister for Health, Hon. Brad Hazzard MP, asking for information on the NSW Government's policy direction relating to supplementing drinking water supplies with recycled water.
 - b) Write to the NSW Water Directorate requesting the latest research and information on supplementing drinking water supplies with recycled water.
5. Request the General Manager to bring further Water Supply Security Update Reports to the May 2020 and August 2020 meetings of Council.

AMENDMENT PROPOSED BY COUNCILLOR GRIFFITHS WAS WITHDRAWN

That Council:

1. Note the information included in the Water Supply Security Update report.
2. Pursuant to Section 55(3)(i) of the *Local Government Act 1993*, endorse the direct engagement of the required suppliers, fabricators and installers due to the water supply security risks outlined in this report resulting in extenuating circumstances for the upgrade of the Wauchope Water Treatment Plant, with DuPont (Australia) Pty Ltd and Membrane Systems Australia Pty Ltd being the two main suppliers.
3. Note that a further report will be tabled (for information only) detailing the outcomes of the procurement strategy for each of the projects.
4. Request the General Manager write to the NSW Minister for Water, Hon. Melinda Pavey MP and Minister for Health, Hon. Brad Hazzard MP, asking for information on the NSW Government's policy direction relating to supplementing drinking water supplies with recycled water.
5. Request the General Manager write to the NSW Water Directorate requesting the latest research and information on supplementing drinking water supplies

-
- with recycled water.
6. Request the General Manager report back to a future Council meeting outlining the outcomes of the feasibility and investigation work for Council to give consideration on whether to proceed with a seawater reverse osmosis desalination plant.

RESOLVED: Alley/Hawkins

That Council:

1. Note the information included in the Water Supply Security Update report.
2. With regards to project 2 identified in this report and pursuant to Section 55(3)(i) of the *Local Government Act 1993*, endorse the direct engagement of the required suppliers, fabricators and installers due to the water supply security risks outlined in this report resulting in extenuating circumstances for the upgrade of the Wauchope Water Treatment Plant, with DuPont (Australia) Pty Ltd and Membrane Systems Australia Pty Ltd being the two main suppliers.
3. With regards to project 3 – stage 1 identified in this report and pursuant to Section 55(3)(a) of the *Local Government Act 1993*, note the direct engagement of a Consultant, through Local Government Procurement Professional Services panel LGP1208-3, to undertake the feasibility and investigation works for a seawater reverse osmosis desalination plant.
4. With regards to recycled water, request the General Manager:
 - c) Write to the NSW Minister for Water, Hon. Melinda Pavey MP and Minister for Health, Hon. Brad Hazzard MP, asking for information on the NSW Government's policy direction relating to supplementing drinking water supplies with recycled water.
 - d) Write to the NSW Water Directorate requesting the latest research and information on supplementing drinking water supplies with recycled water.
5. Request the General Manager to bring further Water Supply Security Update Reports to the May 2020 and August 2020 meetings of Council.

CARRIED: 8/0

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

AGAINST: Nil

11.04 30TH ANNIVERSARY OF SISTER CITY RELATIONSHIP BETWEEN PORT MACQUARIE-HASTINGS COUNCIL AND HANDA CITY COUNCIL - VISIT TO JAPAN 2020

RESOLVED: Turner/Intemann

That Council:

1. Note the January discussions with Handa Sister City Working Group and stakeholders regarding the value, cost and future direction of the Sister City relationship with Handa.
2. Note that up to six Council delegates have been invited to Handa to attend the 30th Anniversary celebrations of the Sister City Relationship between Port Macquarie-Hastings Council and Handa City Council, Japan from 17-21 April 2020.
3. Grant approval for the Mayor, Peta Pinson, to travel to visit Handa, Japan from 17-21 April 2020 to represent Council and attend the 30th Anniversary Sister City relationship events, expenses related to this trip will be covered by Council.
4. Additionally, grant approval for up to two (2) other Councillors to travel to visit Handa, Japan from 17-21 April 2020 to represent Council and attend the 30th Anniversary Sister City relationship events, with 50% of the expenses related to this trip to be covered by Council via the Councillor Conference Budget and the balance to be self-funded by the Councillors.
5. Grant approval for Mr Bruce Hardy and Mrs Patricia Johnson to travel to visit Handa, Japan from 17-21 April 2020 to represent Council and attend the 30th Anniversary Sister City relationship events, expenses related to this trip are to be covered by Mr Hardy and Mrs Johnson.
6. Agree that the Mayor extend an invitation to the Mayor of Handa for a reciprocal visit to Port Macquarie, also in 2020.
7. Thank the long standing work by the members of the Handa Sister City Working Group.

CARRIED: 8/0

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

AGAINST: Nil

10.01 STATUS OF REPORTS FROM COUNCIL RESOLUTIONS

RESOLVED: Intemann/Griffiths

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

CARRIED: 8/0

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

AGAINST: Nil

10.02 GENERAL MANAGER'S PERFORMANCE REVIEW PANEL 2019-2020

Councillor Alley left the meeting, the time being 8:55pm.

RESOLVED: Pinson/Intemann

That Council:

1. Determine the composition of the General Manager's Performance Review Panel for the 2019-2020 period to consist of the Mayor, Deputy Mayor, Councillor Peter Alley (nominated by Council) and Councillor Lee Dixon, (nominated by the General Manager).
2. Delegate to the General Manager's Performance Review Panel:
 - a) The whole process of performance management, including discussions about performance and performance reviews for the 2019-2020 period.
 - b) The reporting to Council of findings and recommendations of reviews for the 2019-2020 period and any actions that should be taken.
 - c) The determination of any new performance agreement for the period 2020-2021.
3. Note that a new General Manager Performance Review Panel will be required to be established following the September 2020 Local Government elections.

CARRIED: 7/0

FOR: Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner

AGAINST: Nil

10.03 MAYORAL DISCRETIONARY FUND ALLOCATIONS - 28 NOVEMBER 2019 TO 5 FEBRUARY 2020

Councillor Alley returned to the meeting, the time being 8:57pm.

RESOLVED: Pinson/Dixon

That Council:

1. Note the allocations from the Mayoral Discretionary Fund for the period 28 November 2019 to 5 February 2020 inclusive.
2. Note the expenditure was a floral tribute for the funeral of the late Sylvia Arnett.
3. Note that at the time of her passing Sylvia Arnett was the oldest resident of Port Macquarie aged 108 years, missing her 109th Birthday by 3 months.

CARRIED: 8/0

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

AGAINST: Nil

10.04 REPORT ON 2019 NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS

RESOLVED: Griffiths/Hawkins

That Council:

1. Note the report from Councillor Sharon Griffiths on the 2019 National Local Roads and Transport Congress.
2. Give future consideration to the benefits, equity and impacts of technology and infrastructure development on the community.

CARRIED: 8/0

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

AGAINST: Nil

10.05 REPORT ON WOMEN IN LOCAL GOVERNMENT LEADERSHIP MASTERCLASS

RESOLVED: Pinson/Griffiths

That Council note the report from the Mayor on the Women in Local Government Leadership Masterclass.

CARRIED: 8/0

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

AGAINST: Nil

10.06 REQUEST FOR CHANGE OF DATES FOR LEAVE OF ABSENCE - MAYOR PETA PINSON

RESOLVED: Alley/Griffiths

That Council:

1. Amend the leave of absence for Mayor Pinson as approved in December 2019 and grant leave of absence for Mayor Peta Pinson for the period 21 February 2020 to 1 March 2020 inclusive.
2. Note that in accordance with Section 231(3) of the Local Government Act, the Deputy Mayor will perform all duties of the Mayor during this period.
3. Allocate the Mayoral allowance to the Deputy Mayor during this period in accordance with Section 249(5) of the Local Government Act.

CARRIED: 8/0

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

AGAINST: Nil

10.07 LEGAL FEES

RESOLVED: Intemann/Griffiths

That Council note the information in the Legal Fees report.

CARRIED: 8/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Nil

10.08 ESTIMATED COST TO CONDUCT A CONSTITUTIONAL REFERENDUM

RESOLVED: Griffiths/Alley

That Council note the information in the Estimated Cost to Conduct a Constitutional Referendum report.

CARRIED: 8/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Nil

10.09 DESIGNATED PERSONS

RESOLVED: Intemann/Griffiths

That Council:

1. Determine that the following positions become a Designated Person pursuant to the provisions of section 441 of the Local Government Act 1993:
 - a) Group Manager Community Engagement.
 - b) Group Manager Customer Experience and Communications.
 - c) Group Manager Economic and Cultural Development.
 - d) Group Manager Governance.
 - e) Group Manager Infrastructure Operations.
 - f) Group Manager Infrastructure Planning.
 - g) Group Manager Land Use Planning.
 - h) Group Manager Project Delivery.
 - i) Group Manager Recreation, Property and Buildings.
 - j) Group Manager Regulatory and Environment Services.
 - k) Group Manager Strategy.
2. Endorse the following positions be removed from the Designated Positions within Council:
 - a) Group Manager Assets and Systems.
 - b) Group Manager Economic Development.
 - c) Group Manager Environmental Services.
 - d) Group Manager Governance and Procurement.
 - e) Group Manager Infrastructure Delivery.
 - f) Group Manager Place Making.
 - g) Group Manager Recreation and Buildings.
 - h) Group Manager Strategic Planning.

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- i) Group Manager Transport and Stormwater Network.
j) Group Manager Water and Sewer.
k) Group Manager Regulatory Services.

CARRIED: 8/0

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

AGAINST: Nil

10.10 DISCLOSURE OF INTEREST RETURN

Councillor Hawkins left the meeting, the time being 9:11pm.

RESOLVED: Griffiths/Alley

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

1. Environmental Planner.
2. Group Manager Financial Services.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Intemann, Levido, Pinson and Turner

AGAINST: Nil

10.11 DELEGATED AUTHORITIES - CERTIFICATE OF IDENTIFICATION ISSUED UNDER THE SWIMMING POOLS ACT 1992

RESOLVED: Intemann/Griffiths

That the seal of Council be affixed to the certificates of identification issued under the Swimming Pools Act 1992, for the following Council staff:

- Debbie Archer (Group Manager Regulatory and Environment Services).

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Intemann, Levido, Pinson and Turner

AGAINST: Nil

10.12 GLASSHOUSE BIENNIAL REPORT AND UPDATE ON STRATEGIC PLAN RECOMMENDATIONS

RESOLVED: Turner/Alley

That Council note the information provided in the Glasshouse Biennial Report and Update on Strategic Plan Recommendations report.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Intemann, Levido, Pinson and Turner

AGAINST: Nil

10.13 DIGITAL TECHNOLOGY PROJECT STATUS

Councillor Hawkins returned to the meeting, the time being 9:13pm.

RESOLVED: Dixon/Intemann

That Council note the information in the Digital Technology Project Status report and the progress made to date.

CARRIED: 8/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Nil

10.14 2017-2021 DELIVERY PROGRAM AND 2019-2020 OPERATIONAL PLAN - SIX MONTHLY PROGRESS REPORT AS AT 31 DECEMBER 2019

Councillor Turner left the meeting, the time being 9:18pm.

RESOLVED: Dixon/Pinson

That Council note the 2017-2021 Delivery Program and 2019-2020 Operational Plan Six Monthly Progress Report as at 31 December 2019.

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

10.15 INVESTMENTS - DECEMBER 2019

Councillor Turner returned to the meeting, the time being 9:20pm.

RESOLVED: Intemann/Hawkins

That Council note the Investment Report for the month of December 2019.

CARRIED: 7/1
FOR: Alley, Dixon, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Griffiths

Item 10.16 Investments - January 2020, has been addressed previously within the meeting.

10.17 QUARTERLY BUDGET REVIEW STATEMENT - DECEMBER 2019

RESOLVED: Griffiths/Hawkins

That Council note the Quarterly Budget Review Statement for the December 2019 Quarter.

CARRIED: 8/0

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

AGAINST: Nil

10.18 MONTHLY BUDGET REVIEW - JANUARY 2020

RESOLVED: Intemann/Alley

That Council:

1. Adopt the adjustments in the “January 2020 Adjustments” section of the Monthly Budget Review – January 2020.
2. Adopt the adjustments in the “2019-2020 Works Program Review” as they relate to the 2019-2020 financial year.
3. Amend the 2019-2020 Operational Plan to include all budget adjustments approved in this report.
4. Consider the projects listed in the “2019-2020 Works Program Review” section of this report for inclusion in the 2020-2021 draft budget or outer years as indicated.

CARRIED: 8/0

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

AGAINST: Nil

10.19 DEVELOPMENT ACTIVITY AND ASSESSMENT SYSTEM PERFORMANCE

RESOLVED: Dixon/Alley

That Council:

1. Note the Development Activity and Assessment System Performance report for the second quarter of 2019-2020.
2. Note the determination made by staff under Clause 4.6 of the Port Macquarie-Hastings Local Environmental Plan 2011 for the quarter.

CARRIED: 8/0

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

AGAINST: Nil

10.20 GRANT APPLICATIONS BIANNUAL REPORT

RESOLVED: Alley/Griffiths

That Council note the biannual Grant Application Report, providing an update on grants that Council applied for, or obtained, for the 2018-2019 and current 2019-2020 financial year.

CARRIED: 8/0

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

AGAINST: Nil

10.21 BUSHFIRE RECOVERY - RECENT ACTIVITY AND FUNDING

RESOLVED: Pinson/Hawkins

That Council:

1. Note the recent activities undertaken by Council in support of bushfire recovery across our community, including the business community.
2. Note the receipt in January 2020, of a \$1million Federal Government grant announced by Member for Lyne, Dr David Gillespie, for the purpose of supporting the local community and businesses in their recovery from the recent bushfires.
3. Note the recent funding announcement from the NSW Government of a grant of \$250,000 for the purpose of supporting the local community and businesses in their recovery from the recent bushfires.
4. Note the recent funding announcement from Member for Cowper Pat Conaghan of a grant of \$416,667 for further Bushfire recovery assistance via the National Bushfire Recovery Agency.
5. Note that Council staff are currently in the process of engaging with bushfire impacted parts of our community on how best to utilise the current Federal and State Government funding mentioned in 2 and 3 above.
6. Note that an action plan on how Council intends to expend the \$1million Federal Government grant is required to be provided to the NSW Office of Local Government within three months of receipt of the grant funding, with expenditure to take place within 12 months of receipt of the funding.
7. Request the General Manager keep Councillors informed of proposed projects to be included in the action plan via Councillor briefings as required.
8. Request the General Manager table a report at the May 2020 and August 2020 Council meetings, detailing the projects that have been funded under the grant funds mentioned in 2 and 3 above.

CARRIED: 8/0

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

AGAINST: Nil

10.22 RESPONSE TO DEPARTMENT OF PLANNING, INDUSTRY AND ENVIRONMENT (DPIE) ON TIMING OF LOCAL STRATEGIC PLANNING STATEMENT (LSPS)

RESOLVED: Intemann/Turner

That Council:

1. Note the response received by the Department of Planning, Industry & Environment (DPIE) which did not support Council's request for an extension of time to complete the development of Council's first Local Strategic Planning Statement (LSPS).
2. Reaffirm its previous commitment to comprehensively engage with our community to deliver a considered Community Strategic Plan by the end of December 2021, together with an evidence-based Local Strategic Planning Statement that is in line with the regional vision, goals and actionable priorities of the North Coast Regional Plan 2036, relevant State strategies and Sector Agency recommendations.
3. Request the General Manager write to the Minister for Planning and Public Spaces, advising of Port Macquarie-Hastings Council's decision.
4. Request the General Manager to table six-monthly progress reports on preparation of the Local Strategic Planning Statement for Port Macquarie-Hastings Local Government area.

CARRIED: 8/0

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

AGAINST: Nil

11.01 REFUND OF APPLICATION FEES - PORT MACQUARIE CROQUET CLUB

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

RESOLVED: Alley/Griffiths

That Council refund \$546 of application fees paid by the Port Macquarie Croquet Club for the installation of a recycled water storage tank under DA2020-4.

CARRIED: 8/0

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

AGAINST: Nil

11.02 NOTICE OF MOTION - POLL ON FLUORIDATION OF COUNCIL'S WATER SUPPLY

RESOLVED: Pinson/Intemann

That Council request the General Manager to:

1. Report to Council in March 2020 regarding the process, cost and proposed wording to conduct a Poll in conjunction with the September 2020 Local Government Election that provides for the community to indicate whether or not they would like Council to continue to add fluoride (as hydrofluorosilicic acid) to the water supply.
2. Receive any other suggestions from Councillors for possible Poll questions, and include those in the report referred to in 1 above.

EQUAL: 4/4

FOR: Dixon, Griffiths, Intemann and Pinson

AGAINST: Alley, Hawkins, Levido and Turner

CASTING VOTE: FOR

MOTION CARRIED

EXTENSION OF TIME

RESOLVED: Alley/Dixon

That, as per Clause 18.2 of the adopted Code of Meeting Practice, Council extend the meeting until all business has been dealt with.

CARRIED: 8/0

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

AGAINST: Nil

11.03 CULTURAL STEERING GROUP CHARTER AND NEW MEMBERSHIP

RESOLVED: Turner/Hawkins

That Council:

1. Adopt the amended Cultural Steering Group Charter to encourage a diverse membership, including representatives from the Birpai and Bunyah Local Aboriginal Land Councils.
2. Note Expressions of Interest for new members of the Group will commence shortly with a recommended membership to be presented to the 15 April 2020 Council meeting.

CARRIED: 8/0

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

AGAINST: Nil

Item 11.04 30th Anniversary of Sister City Relationship Between Port Macquarie-Hastings Council and Handa City Council - Visit to Japan 2020, has been addressed previously within the meeting.

Item 12.01 Notice of Motion - Wauchope RSL Club Senior Housing Development, has been addressed previously within the meeting.

13.01 NOTICE OF MOTION - OCEAN TIDAL POOL IN PORT MACQUARIE

RESOLVED: Turner/Hawkins

That Council:

1. Note the full resolution of Council of 16 May 2018:
RESOLVED: Turner/Cusato
That Council alter the "12.02 – Notice of Motion – Request for Ocean Tidal Pool in Port Macquarie" adopted at the April 2018 Ordinary Council meeting to:
That Council:
 1. *Note the 2016 petition for an ocean tidal pool in Port Macquarie resubmitted to the Mayor by the Port Macquarie Tidal Pool Committee Incorporated.*
 2. *Note the petition received by the Mayor from Jenny Broughton in March 2018 in favour of an ocean tidal pool in Port Macquarie.*
 3. *Note that an ocean tidal pool in Port Macquarie is not a priority for Council.*
 4. *Request the two petitions be considered by Council as public submissions to the 2018-19 Operational Plan.*
 5. *Encourage the Port Macquarie Tidal Pool Committee Incorporated to make any future requests, submissions and grant applications through Council's recognised engagement processes to ensure that the competing priorities of all volunteer and community groups in our area receive appropriate and equal consideration by Council.*
 6. *Noting that as any development of an Ocean Tidal Pool would require consent from the landowner (in this case the Crown) as part of any future Development Application, request the General Manager seek advice from the Department of Industry Crown Lands as to the Crown's position regarding the construction of new ocean tidal pools and what information the Crown would require in order to be able to consider giving land owner's consent to such a proposal being lodged.*

CARRIED: 6/3

FOR: Cusato, Dixon, Hawkins, Intemann, Levido and Turner
AGAINST: Alley, Griffiths and Pinson
2. Request the General Manager advise whether the Department of Industry Crown Lands has advised Council as to the Crown's position regarding the construction of new ocean tidal pools and the information required for consideration of landowner's consent, as per Council's resolution from May 2018.

CARRIED: 8/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Nil

13.02 NOTICE OF MOTION - CLIMATE CHANGE SOLUTIONS

MOVED: Pinson/Griffiths

That Council request the General Manager report to the April 2020 Ordinary Council Meeting advising of the total spend by Council on climate change or sustainability solutions.

LOST: 2/6

FOR: Griffiths and Pinson

AGAINST: Alley, Dixon, Hawkins, Intemann, Levido and Turner

RESOLVED: Intemann/Alley

That Council:

1. Note that Sustainability is a core value for Council and is a consideration in most of Council's decisions.
2. Request the General Manager to consider including a sustainability statement when relevant in future reports.
3. Request the General Manager to give consideration to incorporating in any future reports which include actions relating to changing climate, a brief statement of estimated costs, savings and/or benefits from the proposed action/s.

CARRIED: 8/0

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

AGAINST: Nil

Item 13.03 Water Restrictions Update and Water Storage Levels, has been addressed previously within the meeting.

Item 13.04 Water Supply Security Update, has been addressed previously within the meeting.

13.05 BEACH TO BEACH PROGRESS UPDATE

RESOLVED: Griffiths/Dixon

That the Council note the information contained in the Beach to Beach Progress Update report.

CARRIED: 8/0

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

AGAINST: Nil

13.06 THURMSTER TOWN CENTRE WATERMAIN WORKS

RESOLVED: Griffiths/Hawkins

That Council:

1. Approve the request by Lewis Developments Pty Ltd to offset the cost of upsizing the watermain works, as described in the report, to a maximum of \$92,941, subject to the developer entering into a Works in Kind Agreement.
2. Delegate authority to the General Manager to execute the agreement in item 1 above.

CARRIED: 8/0

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

AGAINST: Nil

14 ITEMS TO BE DEALT WITH BY EXCEPTION

Nil.

RESOLVED: Griffiths/Dixon

That the confidential items in the Committee of the Whole agenda be considered by Council in a Confidential Session of the Ordinary Council.

CARRIED: 8/0

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

AGAINST: Nil

CONFIDENTIAL SESSION OF THE ORDINARY COUNCIL

RESOLVED: Griffiths/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 Confidential Session of the Ordinary Council on the basis that items to be considered are of a confidential nature.
2. That Council move into a Confidential Session to receive and consider the following items

Item 15.01 Sale of Innes Gardens Memorial Park Crematorium and Lawn Cemetery

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 15.02 T-19-61 Construction of Port Macquarie Sewer Rising Main 71

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 T-19-53 Design of Rainbow Beach Sporting Fields

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 T-19-55 Construction of Schools to Schools Shared Pathways

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 15.05 RFQ-19-22 Kenny Walk Construction Upgrade & RFQ-19-24 Kenny Walk Civil Works Upgrade

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 T-19-56 Broadwater Canal Lighthouse and Gangway Repairs

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 15.07 T-19-64 Coastal Walk Boardwalks

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 15.08 Stakeholder Negotiations - Site Selection for Water Supply Security Project

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 Session be made public as soon as practicable after the conclusion of the Confidential Session and such resolutions be recorded in the Minutes of the Council Meeting.

CARRIED: 8/0

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

AGAINST: Nil

SUSPENSION OF STANDING ORDERS

RESOLVED: Alley/Dixon

That Standing Orders be suspended to allow items 15.01, 15.03, 15.05, 15.07, 15.06, 15.08, 15.02, 15.04 to be brought forward and considered in that order.

CARRIED: 8/0

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

AGAINST: Nil

15.01 SALE OF INNES GARDENS MEMORIAL PARK CREMATORIUM AND LAWN CEMETERY

Councillor Levido 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 10:46pm.

RESOLVED: Turner/Hawkins

That Council:

1. Note the resolution made at the Ordinary Council Meeting held on 21 August 2019 in respect of Item 15.01 Innes Gardens Memorial Park Crematorium and Lawn Cemetery - Negotiations with Interested Parties;
2. For the reasons set out in this Sale of Innes Gardens Memorial Park Crematorium and Lawn Cemetery report, as an alternative to entering into a Contact of Sale with Walker Funeral Group Pty Ltd as specified in the 21 August 2019 resolution, delegate authority to the General Manager to negotiate and enter into contracts for sale of Innes Gardens Memorial Park Crematorium and Lawn Cemetery with related business entities that are wholly owned by either Walker Funeral Group Pty Ltd or the persons or entities that wholly own Walker Funeral Group Pty Ltd.
3. Maintain the confidentiality of the documents and considerations in respect of this Confidential Report.
4. Affix the seal of Council to the necessary documents.

CARRIED: 6/1

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann and Turner

AGAINST: Pinson

15.03 T-19-53 DESIGN OF RAINBOW BEACH SPORTING FIELDS

Councillor Levido declared a Non-Pecuniary, Significant Interest in this matter and remained out of the room and was out of sight during the Council's consideration.

RESOLVED: Turner/Hawkins

That Council:

1. Pursuant to Section 55(3)(a) of the Local Government Act 1993, note the acceptance of the quote from King & Campbell Pty Ltd for \$269,600 (ex GST) for T-19-53 Design of Rainbow Beach Sporting Fields obtained through Local Government Procurement Professional Services panel LGP1208-3.
2. Pursuant to Section 55(3)(a) of the Local Government Act 1993, note the acceptance of the schedule of rates from King & Campbell Pty Ltd for T-19-53 Design of Rainbow Beach Sporting Fields obtained through Local Government Procurement Professional Services panel LGP1208-3.
3. Affix the seal of Council to the necessary documents.
4. Maintain the confidentiality of the documents and considerations in respect of Tender T-19-53.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Pinson and Turner

AGAINST: Nil

15.05 RFQ-19-22 KENNY WALK CONSTRUCTION UPGRADE & RFQ-19-24 KENNY WALK CIVIL WORKS UPGRADE

Councillor Levido declared a Non-Pecuniary, Significant Interest in this matter and remained out of the room and was out of sight during the Council's consideration.

Mayor Pinson declared a Pecuniary Interest in this matter and left the room and was out of sight during the Council's consideration, the time being 10:48pm.

The Mayor vacated the Chair and the Deputy Mayor assumed the Chair.

RESOLVED: Turner/Alley

That Council:

1. Note that public quotations were called for RFQ-19-22 Kenny Walk Construction Upgrade and RFQ-19-24 Kenny Walk Civil Works Upgrade and no submissions were received.
2. Pursuant to Section 55(3)(i) of the Local Government Act 1993 and due to extenuating circumstances, resolve to not invite open tenders due to the unavailability of competitive tenders noting that an open process had been previously conducted with no submissions being received.
3. Pursuant to Section 178(3)(e) of the Local Government (General) Regulation 2005 enter into negotiations with a view of entering into a contract in relation to the subject matter of the combined scopes of the quotations previously advertised with the following companies:
 - a) Eire Construction
 - b) Green Construction and Management
 - c) JNC Civil
 - d) Marden Civil
 - e) Mid North Coast Contractors
 - f) Coastal Works
4. Pursuant to Section 377(1) of the Local Government Act 1993, delegate the General Manager the authority to accept a tender for the supply and delivery of the Kenny Walk Upgrade project.
5. Request the General Manager present a further report to a future meeting of Council on the outcome of the negotiations, for the combined package of works for Kenny Walk Construction Upgrade and Kenny Walk Civil Works Upgrade.
6. Maintain the confidentiality of the documents and considerations in respect of RFQ-19-22 and RFQ-19-24.

CARRIED: 6/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann and Turner

AGAINST: Nil

15.07 T-19-64 COASTAL WALK BOARDWALKS

Mayor Pinson declared a Pecuniary Interest in this matter and remained out of the room and was out of sight during the Council's consideration.

Councillor Levido declared a Non-Pecuniary, Significant Interest in this matter and remained out of the room and was out of sight during the Council's consideration.

RESOLVED: Hawkins/Dixon

That Council:

1. Accept the Tender from Eire Constructions Pty Ltd for \$268,322 (Ex GST) for the design, supply and construction of Charlie Uptin Boardwalk and the Doctors Boardwalk.
2. Accept the Schedule of Rates from Eire Constructions Pty Ltd for the design, supply and construction of Charlie Uptin Boardwalk and the Doctors Boardwalk.
3. Affix the seal of Council to the necessary document.
4. Maintain the confidentiality of the documents and consideration in respect of Tender T-19-64.

CARRIED: 6/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann and Turner

AGAINST: Nil

15.06 T-19-56 BROADWATER CANAL LIGHTHOUSE AND GANGWAY REPAIRS

Councillor Levido returned to the meeting, the time being 10:50pm.

Mayor Pinson returned to the meeting, the time being 10:50pm.

The Deputy Mayor vacated the Chair and the Mayor assumed the Chair.

RESOLVED: Alley/Griffiths

That Council:

1. Accept the tender from Birdon Pty Ltd for \$227,525 (Exclusive GST) for the Broadwater Canal Lighthouse and Gangway Repairs.
2. Accept the Schedule of Rates from Birdon Pty Ltd for the Broadwater Canal Lighthouse and Gangway Repairs.
3. Affix the seal of Council to the necessary document.
4. Maintain the confidentiality of the documents and consideration in respect of Tender T-19-56.

CARRIED: 8/0

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

AGAINST: Nil

**15.08 STAKEHOLDER NEGOTIATIONS - SITE SELECTION FOR WATER
SUPPLY SECURITY PROJECT**

RESOLVED: Alley/Hawkins

That Council:

1. Note the information contained within the confidential Stakeholder Negotiations - Site Selection for Water Supply Security Project report.
2. Endorse Council Staff to directly engage with the required key stakeholders in relation to the preferred location for a seawater reverse osmosis desalination plant to enable finalisation of the site selection process.

CARRIED: 6/2

FOR: Alley, Dixon, Hawkins, Intemann, Levido and Turner

AGAINST: Griffiths and Pinson

**15.02 T-19-61 CONSTRUCTION OF PORT MACQUARIE SEWER RISING MAIN
71**

Mayor Pinson declared a Pecuniary Interest in this matter and left the room and was out of sight during the Council's consideration, the time being 11:01pm.

The Mayor vacated the Chair and the Deputy Mayor assumed the Chair.

RESOLVED: Griffiths/Hawkins

That Council:

1. Accept the Alternative Tender Offer 2 from TCM Civil Pty Ltd for the Lump Sum of \$1,364,000 (exclusive GST) for Construction of Port Macquarie Sewer Rising Main 71.
2. Affix the seal of Council to the necessary document.
3. Maintain the confidentiality of the documents and consideration in respect of Request for Tender T-19-61.

CARRIED: 7/0

FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Turner

AGAINST: Nil

15.04 T-19-55 CONSTRUCTION OF SCHOOLS TO SCHOOLS SHARED PATHWAYS

Mayor Pinson declared a Pecuniary Interest in this matter and remained out of the room and was out of sight during the Council's consideration.

RESOLVED: Griffiths/Dixon

That Council:

1. Note the engagement of Coffs Harbour City Council trading as Coastal Works under the existing Memorandum of Understanding (MoU) for \$809,083.00 for the Construction of Schools to Schools Shared Pathway.
2. Affix the seal of Council to the necessary documents.
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-19-55.

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

Mayor Pinson returned to the meeting, the time being 11:02pm.

The Deputy Mayor vacated the Chair and the Mayor assumed Chair.

RESOLVED: Griffiths/Dixon

That the Council Meeting be re-opened to the public.

CARRIED: 8/0
FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido, Pinson and Turner
AGAINST: Nil

The outcomes of the Confidential Session of the Ordinary Council were read to the meeting by the Group Manager Governance.

The meeting closed at 11.14pm.

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Peta Pinson
Mayor