

PRESENT

Members:

Councillor Peta Pinson (Mayor)
Councillor Lisa Intemann (Deputy Mayor)
Councillor Rob Turner
Councillor Sharon Griffiths
Councillor Peter Alley (by remote means)
Councillor Geoff Hawkins

Other Attendees:

Chief Executive Officer (Dr Clare Allen)
Director Corporate Performance (Rebecca Olsen)
Director Development and Environment (Melissa Watkins)
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)

The meeting opened at 5:32pm.

01 ACKNOWLEDGEMENT OF COUNTRY

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

02 REMOTE ATTENDANCE AT MEETING

RESOLVED: Griffiths/Intemann

That Council accede to the request of Councillor Alley to attend the meeting by remote means.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

03 LOCAL GOVERNMENT PRAYER

Reverend Scott Donnellan from the Presbyterian Church delivered the Local Government Prayer.

04 APOLOGIES

Nil.

05 CONFIRMATION OF MINUTES

RESOLVED: Intemann/Griffiths

That the Minutes of the Ordinary Council Meeting held on 19 May 2021 be confirmed.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

06 DISCLOSURES OF INTEREST

Councillor Turner declared a Non-Pecuniary, Less Than Significant Interest in Item 12.08 - Port Macquarie Town Centre - Parklet Trial Process Update, the reason being that Councillor Turner is a director of Hort Property Pty Ltd which owns a property in the Port Macquarie CBD within the boundaries of the Port Macquarie Town Centre Masterplan area.

07.01 RECOGNITION OF THE LATE KEITH UPTIN OAM

RESOLVED: Pinson

That Council formally note the contribution of the late Mr Keith Uptin OAM, to our local community and extend our sincere condolences to his family and friends.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

08 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING

There are no confidential attachments to reports for the Ordinary Council Meeting.

SUSPENSION OF STANDING ORDERS

RESOLVED: Turner/Hawkins

That Standing Orders be suspended to allow Items 09.03, 09.05, 9.06, 09.09, 09.10, 10.03, 11.04, 12.01, 12.04, 12.07, 12.08 to be brought forward and considered next.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

09.03 REVIEW OF THE MID NORTH COAST JOINT ORGANISATION

MOVED: Turner/Griffiths

That this item be deferred pending:

1. More detailed financial information from the Mid North Coast Joint Organisation.
2. A mechanism by which the Mid North Coast Joint Organisation can request funding from Council.

AMENDMENT: Pinson/Griffiths

That Council note the information contained in this Review of the Mid North Coast Joint Organisation report.

LOST: 2/4
FOR: Griffiths and Pinson
AGAINST: Alley, Hawkins, Intemann and Turner

AMENDMENT: Alley

That Council:

1. Note the contents of this report.
2. That further funding to the Mid North Coast Joint Organisation be deferred pending:
 - a) More detailed financial information from the Mid North Coast Joint Organisation.
 - b) A mechanism by which the Mid North Coast Joint Organisation can request funding from Council.

LAPSED FOR WANT OF A SECONDER

AMENDMENT: Intemann/Hawkins

That Council:

1. Note the report to this item.
2. Note that it has contributed to the 2021-2022 funding of the Mid North Coast Joint Organisation.
3. Request the Chief Executive Officer to provide a report to the October 2021 Ordinary Council Meeting providing information on the financial arrangements with the Mid North Coast Joint Organisation and the mechanism by which the Mid North Coast Joint Organisation can request funding from Council.

THE AMENDMENT WAS PUT AND CARRIED

CARRIED: 4/2
FOR: Alley, Hawkins, Intemann and Turner
AGAINST: Griffiths and Pinson

THE AMENDMENT BECOMES THE MOTION AND WAS PUT

RESOLVED: Intemann/Hawkins

That Council:

1. Note the report to this item.
2. Note that it has contributed to the 2021-2022 funding of the Mid North Coast Joint Organisation.
3. Request the Chief Executive Officer to provide a report to the October 2021 Ordinary Council Meeting providing information on the financial arrangements with the Mid North Coast Joint Organisation and the mechanism by which the Mid North Coast Joint Organisation can request funding from Council.

CARRIED: 5/1
FOR: Alley, Griffiths, Hawkins, Intemann and Turner
AGAINST: Pinson

09.05 MAKING OF RATES AND CHARGES FOR 2021-2022, ADOPTION OF THE FEES AND CHARGES AND REVENUE POLICY FOR 2021-2022

RESOLVED: Intemann/Hawkins

That Council:

1. Make an Ordinary Rate – Residential, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (0.25172 cents) in the dollar with a Base Amount of \$626.60 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Residential Defined Urban Centres’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 49.61%.
2. Make an Ordinary Rate – Residential, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (0.28082 cents) in the dollar with a Base Amount of \$526.60 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Residential Other’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 39.66%.
3. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (0.54547 cents) in the dollar with a Base Amount of \$626.60 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Business Defined Urban Centres’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 20.09%.
4. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (2.40857 cents) in the dollar with a Base Amount of \$626.60 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Business Port Macquarie CBD’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 5.19%.
5. Make an Ordinary Rate – Business, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (0.47540 cents) in the dollar with a Base Amount of \$526.60 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Business Other’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 30.82%.
6. Make an Ordinary Rate – Farmland, pursuant to Section 494 of the Local Government Act, for 2021-2022 of (0.28078 cents) in the dollar with a Base Amount of \$647.30 for all rateable land in the Port Macquarie-Hastings LGA categorised as ‘Farmland’. In accordance with Section 537 of the Act the percentage to be raised by the base amount will be 30.72%.
7. Make a Special Rate – Residential, pursuant to Section 495 of the Local Government Act, for 2021-2022 of (0.06277 cents) in the dollar for all rateable land within the Broadwater Special Rate area outlined in the attached rating maps.
8. Make a Special Rate – Residential, pursuant to Section 495 of the Local Government Act, for 2021-2022 of (0.13382 cents) in the dollar for all rateable land within the Sanctuary Springs Special Rate area outlined in the attached rating maps.
9. Make an Annual Charge for Waste Management Services – Domestic, pursuant to Section 496 of the Local Government Act, for 2021-2022 on all rateable land, categorised as Residential or Farmland, to which a domestic

waste service is (or able to be) provided. The Domestic Waste Annual Charge will be based on the type of service received:

Type of Service	Charge for 2021/22
Standard service – 240 litre fortnightly general waste	\$488.00
Minimiser service – 140 litre fortnightly general waste	\$428.00
Excess service – 240 litre weekly general waste	\$721.00
Half standard service – 240 litre fortnightly general waste (multi-unit dwellings only)	\$268.00
Half excess service – 240 litre weekly general waste (multi-unit dwellings only)	\$386.00
Half minimiser service - 140 litre fortnightly general waste (multi-unit dwellings only)	\$239.00
Half special weekly service (multi-unit dwellings only)	\$328.00
Availability charge on vacant land	\$79.00
Availability charge on land not receiving full charge (multi-unit dwellings only)	\$143.00
Additional recycling service – 240 litre fortnightly	\$76.00
Additional organics service – 240 litre weekly	\$98.00
Additional weekly garbage service – 240 litre general waste	\$373.00
Additional weekly garbage service – 140 litre general waste (multi-unit dwellings only)	\$283.00
On application only special weekly service – 140 litre weekly general waste	\$603.00
Minimum waste charge – single dwellings	\$428.00

10. Make an Annual Charge for Waste Management Services – Other, pursuant to Section 501 of the Local Government Act, for 2021-2022 on all rateable land, categorised as Business, to which a waste service is (or able to be) provided. The Other Waste Annual Charge will be based on the type of service received:

Type of Service	Charge for 2021/22
Commercial weekly service – 140 litre general waste	\$594.00
Commercial excess service – 240 litre weekly general waste	\$709.00
Commercial half weekly service – 140 litre fortnightly general waste (shared)	\$322.00
Commercial half excess service – 240 litre weekly general waste (shared)	\$380.00
Availability charge on vacant land – business properties	\$79.00

Commercial availability charge on land not receiving full charge	\$79.00
Commercial additional recycling service – 240 litre fortnightly	\$76.00
Commercial additional organics service – 240 litre weekly	\$98.00
Commercial additional weekly garbage service – 240 litre general waste	\$372.00
Commercial additional weekly garbage service – 140 litre general waste	\$283.00
Waste management access charge	\$31.00

11. Make an Annual Charge for Water Availability and a charge per kilolitre for Water Usage, pursuant to Section 501 and 502 of the Local Government Act, for 2021-2022 on all rateable land, to which a water service is (or able to be) provided. The Water Annual Charge will be based on water meter size:

Size of water meter connection	Charge for 2021/22
20 mm including vacant properties and equivalent tenants	\$171.00
25 mm	\$272.00
32 mm	\$453.00
40 mm	\$714.00
50 mm	\$1,124.00
80 mm	\$2,889.00
100 mm	\$4,517.00
150 mm	\$10,185.00
200 mm	\$18,110.00
Fire service - 32mm	\$226.50
Fire service - 40mm	\$357.00
Fire service – 50 mm	\$562.00
Fire service – 80 mm	\$1,444.50
Fire service – 100 mm	\$2,258.50
Fire service – 150 mm	\$5,092.50
Fire service – 200 mm	\$9,055.00
Step 1 usage charges – per kilolitre	\$3.45
Step 2 usage charges – per kilolitre	\$6.90

12. Make an Annual Charge for Sewer Availability, pursuant to Section 501 of the Local Government Act, for 2021-2022 on all rateable land, to which a sewer service is (or able to be) provided. Make a usage charge for sewerage usage, pursuant to Section 502 of the Local Government Act, for 2021-2022 on Caravan Parks, Retirement Homes, Motels, Clubs, Hotels, Schools, Backpacker Hostels, Flats, Major Regional Shopping Centres. The Sewer charges are as follows:

Service	Charge for 2021/22
Pressure Sewer	\$893.70
Connected or available (excluding churches and halls)	\$923.70

Non-rateable (other than churches & halls S555)	\$735.40
Non-rateable (S556)	\$923.70
Unconnected (S548a)	\$592.80
Non-rateable (churches & halls S555)	\$592.80
Usage Charge - per kilolitre	\$1.37

13. Make an Annual Charge for Recycled Water Availability, pursuant to Section 501 of the Local Government Act, for 2021-2022 on Port Macquarie urban area business/commercial/council facilities where a reclaimed water service is provided. Make a usage charge for recycled water usage, pursuant to Section 502 of the Local Government Act, for 2021-2022 where a recycled water service is provided. The recycled water annual charges are based on meter size:

Recycled Metre size - Business/Commercial/Council Facilities only	Charge for 2021/22
20 mm	\$85.50
25 mm	\$136.00
32 mm	\$226.50
40 mm	\$357.00
50 mm	\$562.00
80 mm	\$1,444.50
100 mm	\$2,258.50
150 mm	\$5,092.50
200 mm	\$9,055.00
Usage Charge - per kilolitre	\$1.72

Recycled Metre size - Residential properties to be serviced by dual scheme (i.e. Two meters per property)	Charge for 2021/22
20 mm	\$136.80
25 mm	\$217.60
32 mm	\$362.40
40 mm	\$571.20
50 mm	\$899.20
80 mm	\$2,311.20
100 mm	\$3,613.60
150 mm	\$8,148.00
200 mm	\$14,488.00
Usage Charge - per kilolitre	\$2.76

14. Make an Annual Charge for Stormwater Management Services, pursuant to Section 496A of the Local Government Act, for 2021-2022 on each parcel of rateable land for which the service is available. The stormwater annual charges are as follows:

Service	Charge for 2021/22
Residential	\$25.00

Residential - Strata	\$12.50
Business - Strata	\$12.50
Business – 0m2 to 350m2	\$25.00
Business – 351m2 to 700m2	\$50.00
Business – 701m2 to 1,000m2	\$75.00
Business – 1,001m2 to 1,400m2	\$100.00
Business – 1,401m2 to 1,750m2	\$125.00
Business – 1,751m2 to 2,100m2	\$150.00
Business – 2,101m2 to 2,450m2	\$175.00
Business – 2,451m2 to 2,800m2	\$200.00
Business – 2,801m2 to 3,200m2	\$225.00
Business – 3,201m2 to 3,500m2	\$250.00
Business – 3,501m2 to 3,850m2	\$275.00
Business – 3,851m2 to 4,200m2	\$300.00
Business – 4,201m2 to 4,600m2	\$325.00
Business – 4,601m2 to 4,900m2	\$350.00
Business – 4,901m2 to 5,200m2	\$375.00
Business – 5,201m2 to 5,600m2	\$400.00
Business – 5,601m2 to 5,950m2	\$425.00
Business – 5,951m2 to 6,300m2	\$450.00
Business – 6,301m2 to 6,600m2	\$475.00
Business > 6,600m2	\$500.00

15. Make an Annual Charge for Onsite Effluent Services, pursuant to Section 501 of the Local Government Act, for 2021-2022 on each parcel of rateable land for which the service is provided. The Onsite Effluent annual charge are based on the risk of the system:

System	Charge for 2021/22
Low risk system	\$39.80
Medium risk system	\$78.50
High risk system	\$112.20
Small commercial	\$224.40
Large commercial	\$279.50

16. Adopt the following Integrated Planning and Reporting (IPR) documents:
- Fees & Charges 2021-2022, (subject to recommendation 17 as follows)
 - Revenue Policy 2021-2022
 - Rating Maps 2020-2021
17. Place the “Town Square Reserve Event Fees” and “Environment and Regulatory Fees”, as detailed in the body of this report, on public exhibition for a period of 28 days, and adopt these fees following this period should no submissions be received against the proposed fees.
18. Set the interest rate on overdue rates and charges at 6.0% from 1 July 2021 to 30 June 2022 in accordance with the Office of Local Government directive.

CARRIED: 5/1

FOR: Alley, Griffiths, Hawkins, Intemann and Turner

AGAINST: Pinson

09.06 PAYMENT OF WATER FUND AND SEWER FUND DIVIDEND FOR THE YEAR 2019-2020

RESOLVED: Hawkins/Intemann

That Council:

1. Note the achievement of substantial compliance with each of the best practice guidelines (NSW Best Practice Management Guidelines for Water Supply and Sewerage, August 2007) of:
 - (a) Strategic Business Planning
 - (b) Pricing
 - (c) Water Conservation
 - (d) Drought Management
 - (e) Performance Reporting
 - (f) Integrated Water Cycle Management
2. Authorise the application to the NSW Government for approval to pay a dividend of \$932,175 to the General Fund from the surplus in Water Supply operations for the 2019-2020 financial year.
3. Authorise the payment of \$103,575 for tax equivalents to the general fund from the Water Supply operations for the 2019-2020 financial year.
4. Authorise the application to the NSW Government for approval to pay a dividend of \$873,099 to the General Fund from the surplus in the Sewerage Fund for the 2019-2020 financial year.
5. Authorise the payment of \$97,011 for tax equivalents to the general fund from the Sewerage Fund for the 2019-2020 financial year.
6. Determine that if successful in its application, the dividend will be allocated to the Business Improvement Initiatives reserve.

CARRIED: 6/0

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

AGAINST: Nil

09.09 UPDATE OF FLOOD AND STORM EMERGENCY

MOVED: Pinson/Griffiths

That Council:

1. Note the information included in this Update of Flood and Storm Emergency report.
2. Continue to waive relevant Council fees and charges associated with building / construction, in relation to owners of properties and local businesses which have been damaged or destroyed in the March 2021 Flood and Storm Emergency.
3. Continue to waive fees to alter sewerage management facilities under section 68.
4. Continue to waive Council tipping fees (not including State Government levies unless waived by the State Government) for local government area residents and businesses' flood damaged waste, including building materials,

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- furniture, fittings, personal items at Council's waste transfer stations until 31 December 2021.
5. Continue to waive Council fees (not including State Government levies unless waived by the State Government) for bulk kerbside collection of flood damaged waste for local government area residents until 31 December 2021.
 6. Make urgent application to the NSW Environment Protection Authority (EPA) for an extension to the waste levy exemption for flood damaged waste arising from the March 2021 Flood and Storm Emergency to 31 December 2021.
 7. Note that remaining measures (including amendments to various fees and charges as outlined in the body of the report) will revert to pre-Flood and Storm Emergency adopted fees and charges status from 21 June 2021.
 8. Note that members of the community can seek assistance in times of hardship under the provisions of Council's Rates and Charges Hardship Assistance Policy.
 9. Note the recent meeting attended by Mayor Peta Pinson and Council's Chief Executive Officer, Dr Clare Allen, with the Hon Melinda Pavey MP, State Member for Oxley and the Hon Dr David Gillespie MP, Federal Member for Lyne regarding ongoing flood management in the Port Macquarie-Hastings Local Government area.

AMENDMENT: Hawkins/Turner

That Council:

1. Note the information included in this Update of Flood and Storm Emergency report.
2. Continue to waive relevant Council fees and charges associated with building / construction, in relation to owners of properties and local businesses which have been damaged or destroyed in the March 2021 Flood and Storm Emergency.
3. Continue to waive fees to alter sewerage management facilities under section 68.
4. Continue to waive Council tipping fees (not including State Government levies unless waived by the State Government) for local government area residents and businesses' flood damaged waste, including building materials, furniture, fittings, personal items at Council's waste transfer stations until 31 December 2021.
5. Continue to waive Council fees (not including State Government levies unless waived by the State Government) for bulk kerbside collection of flood damaged waste for local government area residents until 31 December 2021.
6. Make urgent application to the NSW Environment Protection Authority (EPA) for an extension to the waste levy exemption for flood damaged waste arising from the March 2021 Flood and Storm Emergency to 31 December 2021.
7. Note that remaining measures (including amendments to various fees and charges as outlined in the body of the report) will revert to pre-Flood and Storm Emergency adopted fees and charges status from 21 June 2021.
8. Note that members of the community can seek assistance in times of hardship under the provisions of Council's Rates and Charges Hardship Assistance Policy.
9. Note the substantial ongoing involvement, support and commitment of all four of our local members, both State and Federal in optimising the long term

support to all members of our community negatively impacted by the recent floods in the Port Macquarie-Hastings Local Government area.

THE AMENDMENT WAS PUT AND CARRIED

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

THE AMENDMENT BECOMES THE MOTION AND WAS PUT

RESOLVED: Hawkins/Turner

That Council:

1. Note the information included in this Update of Flood and Storm Emergency report.
2. Continue to waive relevant Council fees and charges associated with building / construction, in relation to owners of properties and local businesses which have been damaged or destroyed in the March 2021 Flood and Storm Emergency.
3. Continue to waive fees to alter sewerage management facilities under section 68.
4. Continue to waive Council tipping fees (not including State Government levies unless waived by the State Government) for local government area residents and businesses' flood damaged waste, including building materials, furniture, fittings, personal items at Council's waste transfer stations until 31 December 2021.
5. Continue to waive Council fees (not including State Government levies unless waived by the State Government) for bulk kerbside collection of flood damaged waste for local government area residents until 31 December 2021.
6. Make urgent application to the NSW Environment Protection Authority (EPA) for an extension to the waste levy exemption for flood damaged waste arising from the March 2021 Flood and Storm Emergency to 31 December 2021.
7. Note that remaining measures (including amendments to various fees and charges as outlined in the body of the report) will revert to pre-Flood and Storm Emergency adopted fees and charges status from 21 June 2021.
8. Note that members of the community can seek assistance in times of hardship under the provisions of Council's Rates and Charges Hardship Assistance Policy.
9. Note the substantial ongoing involvement, support and commitment of all four of our local members, both State and Federal in optimising the long term support to all members of our community negatively impacted by the recent floods in the Port Macquarie-Hastings Local Government area

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

09.10 INTEGRATED PLANNING AND REPORTING (IPR) DOCUMENTS

RESOLVED: Intemann/Griffiths

That Council:

1. Adopt the Integrated Planning and Reporting (IPR) One Year Operational Plan 2021-2022.
2. Note the 2021-2022 budget position of a balanced budget and that update reports will be reported to Council monthly during the financial year.

CARRIED: 6/0

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

AGAINST: Nil

10.03 LONG TERM ENERGY STRATEGY: 6-MONTHLY UPDATE

MOVED: Griffiths/Pinson

That Council:

1. Note the update on the Long Term Energy Strategy implementation as provided in this report.
2. Prioritise projects which provide a return to the ratepayer over and above the investment.
3. Receive a business case prior to approval of projects for completion / construction.

AMENDMENT: Intemann/Turner

That Council:

1. Note the update on the Long Term Energy Strategy implementation as provided in this report.
2. Request the Chief Executive Officer to provide in the next six monthly report information including:
 - a) The quantum of Council's total energy usage and percentage supplied by solar.
 - b) Comparative pricing of renewable versus grid electricity supply.
 - c) Criteria for assessing project proposals including return on financial investments and benefit to the community.

THE AMENDMENT WAS PUT AND CARRIED

CARRIED: 4/2

FOR: Alley, Hawkins, Intemann and Turner

AGAINST: Griffiths and Pinson

THE AMENDMENT BECOMES THE MOTION AND WAS PUT

RESOLVED: Intemann/Turner

That Council:

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1. Note the update on the Long Term Energy Strategy implementation as provided in this report.
 2. Request the Chief Executive Officer to provide in the next six monthly report information including:
 - a) The quantum of Council's total energy usage and percentage supplied by solar.
 - b) Comparative pricing of renewable versus grid electricity supply.
 - c) Criteria for assessing project proposals including return on financial investments and benefit to the community.

CARRIED: 4/2

FOR: Alley, Hawkins, Intemann and Turner

AGAINST: Griffiths and Pinson

11.04 ROAD CLOSURE AND SALE OF LAND - PART BILL HILL ROAD, THE HATCH

RESOLVED: Intemann/Turner

That Council:

1. Pursuant to Section 38D of the Roads Act 1993 publish a Notice in the NSW Government Gazette to close the part of Bill Hill Road between its intersection with The Hatch Road and the western boundary of Lot 2 Deposited Plan 864270.
2. Vest the land in the closed road in Council as operational land.
3. Sell the land in the closed road to the adjoining land owner, Cassegrain Tea Tree Oil Pty Limited, at a value to be determined by Council's Consulting Valuer upon publication of the Notice in the NSW Government Gazette.
4. Reaffirm that all costs associated with the road closure and sale of the land are the sole responsibility of Cassegrain Tea Tree Oil Pty Limited.

CARRIED: 6/0

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

AGAINST: Nil

12.01 KINDEE BRIDGE REPLACEMENT INVESTIGATION - REPORT ON COMMUNITY ENGAGEMENT OUTCOMES

RESOLVED: Intemann/Alley

That Council:

1. Endorse Option B of the Kindee Bridge Replacement Investigations and proceed with the relevant planning.
2. Endorse the Kindee Bridge Conservation Management Plan (CMP) prepared by Taylor Thomson Whitting (NSW) Pty Ltd dated 21 June 2019.
3. Continue to fund critical maintenance of the Kindee Bridge in accordance with the CMP.
4. Note that maintenance costs and public risk will increase as the existing bridge reaches the end of useful life as a vehicular bridge.

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5. Note the feedback received from the community on the Kindee Bridge Replacement Investigations.
 6. Proceed with investigations into the heritage interpretation of the existing bridge including opportunities for enhanced recreational facilities, such as tourism, education, heritage studies, continual use and potential adaptive reuse.
 7. Actively identify and seek funding opportunities to allow construction of the new crossing as soon as possible.
 8. Continue to engage with the community through design of the alternate crossing, ongoing management of the existing structure, and options for heritage interpretation.

CARRIED: 6/0

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

AGAINST: Nil

12.04 DREDGING OF LAKE CATHIE FOR BEACH SAND NOURISHMENT ADJACENT TO ILLAROO ROAD

RESOLVED: Intemann/Turner

That Council note the update on the review of the dredging frequency of Lake Cathie for beach sand nourishment and recreational amenity.

CARRIED: 6/0

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

AGAINST: Nil

12.07 CONCEPT DESIGN FOR THE PORT MACQUARIE POLICE STATION PRECINCT

Director Development and Environment tabled an additional attachment for this item.

RESOLVED: Intemann/Turner

That Council:

1. Note the information contained within this report regarding the concept design for the Port Macquarie Police Station precinct.
2. Endorse the concept design for the purpose of engagement.
3. Thank and congratulate both the Cultural Steering Group and the Port Macquarie Town Centre Master Plan Sub-Committee for their high quality professional support and encouragement to date, which is noted will be ongoing, in assisting Council to progress this initiative, notwithstanding the tight time-frame arising from the State Government's earlier publicly announced plans to relocate the police station in Port Macquarie from its present position.
4. Thank and congratulate Council staff and the appointed contractor for their excellent work under extreme time pressure noting point 3 above.

CARRIED: 6/0

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

**12.08 PORT MACQUARIE TOWN CENTRE - PARKLET TRIAL PROCESS
UPDATE**

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

RESOLVED: Hawkins/Intemann

That Council note:

1. The information contained within this report.
2. That the final report will be presented to Council following the conclusion of the trial period in October 2021.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

13 ITEMS TO BE DEALT WITH BY EXCEPTION

RESOLVED: Griffiths/Alley

That Items 09.01, 09.02, 09.04, 09.07, 09.08, 10.01, 10.02, 10.04, 11.01, 11.02, 11.03, 12.02, 12.03, 12.05, 12.06 be considered as a block resolution.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

RESOLVED: Turner/Griffiths

That all recommendations listed in the block resolution be adopted by Council.

CARRIED: 6/0
FOR: Alley, Griffiths, Hawkins, Intemann, Pinson and Turner
AGAINST: Nil

09.01 STATUS OF REPORTS FROM COUNCIL RESOLUTIONS

BLOCK RESOLVE: Turner/Griffiths

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

09.02 MAYORAL DISCRETIONARY FUND ALLOCATIONS - 6 MAY TO 2 JUNE 2021

BLOCK RESOLVE: Turner/Griffiths

That Council note the Mayoral Discretionary Fund allocations for the period 6 May to 2 June 2021 inclusive.

Item 09.03 Review of the Mid North Coast Joint Organisation, has been addressed previously within the meeting.

09.04 DISCLOSURE OF INTEREST RETURN

BLOCK RESOLVE: Turner/Griffiths

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

1. Development Assessment Panel member x 2.

Item 09.05 Making of Rates and Charges for 2021-2022, Adoption of the Fees and Charges and Revenue Policy for 2021-2022, has been addressed previously within the meeting.

Item 09.06 Payment of Water Fund and Sewer Fund Dividend for the Year 2019-2020, has been addressed previously within the meeting.

09.07 MONTHLY BUDGET REVIEW - MAY 2021

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Adopt the adjustments in the "May 2021 Adjustments" section of the Monthly Budget Review – May 2021 report and associated attachment.
2. Amend the 2020-2021 Operational Plan to include all budget adjustments approved in this report.

09.08 INVESTMENTS - MAY 2021

BLOCK RESOLVE: Turner/Griffiths

That Council note the Investment Report for the month of May 2021.

Item 09.09 Update of Flood and Storm Emergency, has been addressed previously within the meeting.

Item 09.10 Integrated Planning and Reporting (IPR) Documents, has been addressed previously within the meeting.

10.01 BICENTENARY AND WAKULDA WRAP UP

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Note this report and the success of the 2021 Port Macquarie Bicentenary Event.
 2. Note the success of the Wakulda project which was launched in association with the Bicentenary event and provides an on-going destination attraction in the Port Macquarie CBD.
 3. Acknowledge the significant contribution of the Bicentenary Working Group and thank them for efforts.
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10.02 RECOMMENDED ITEMS FROM THE MAYOR'S SPORTING FUND SUB-COMMITTEE - MAY 2021

BLOCK RESOLVE: Turner/Griffiths

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

1. Phoebe Hemsell - \$350 to compete at the Australian Youth Beach Volleyball Championships in Coolangatta, Queensland which were held on 28-29 April 2021
2. Jasmine Hyde - \$750 to compete at the 2021 Under 19s NSW State Team Netball Squad in the 2021 National Netball Championships which are being held in Hobart, Tasmania in July 2021.
3. Naykisha Little-Legend - \$250 to compete at the 2021 NSW Country Rugby Union Championship events in Sydney, Camden and Bathurst across June and July 2021.

Item 10.03 Long Term Energy Strategy: 6-monthly Update, has been addressed previously within the meeting.

10.04 NAMING OF A ROAD AT KEW

BLOCK RESOLVE: Turner/Griffiths

That Council determine to name the new road created by a development application in Kew as Vernon Circuit.

11.01 CLASSIFICATION OF LAND ACQUIRED BY COUNCIL

BLOCK RESOLVE: Turner/Griffiths

That Lot 1 Deposited Plan 545926 (land at 1 Commerce Street, Wauchope) be classified as operational land.

11.02 ECONOMIC DEVELOPMENT STEERING GROUP MEMBERSHIP EXTENSION

BLOCK RESOLVE: Turner/Griffiths

That Council agree to extend the membership of the Economic Development Steering Group for a period of 8 months to 13 April 2022.

11.03 DESTINATION MANAGEMENT PLAN ANNUAL UPDATE

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Note the first annual progress report on implementation of the 2020-2024 Port Macquarie-Hastings Destination Management Plan.
2. Note the update on performance and challenges for our local visitor economy.

Item 11.04 Road Closure and Sale of Land - Part Bill Hill Road, The Hatch, has been addressed previously within the meeting.

Item 12.01 Kindee Bridge Replacement Investigation - Report on Community Engagement Outcomes, has been addressed previously within the meeting.

12.02 PROPOSED SALE AND CLOSURE OF GRANNY BELL LANE, NORTH HAVEN - POST EXHIBITION

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Note the feedback received from the community on the proposed sale of Granny Bell Lane during the public exhibition period, including one objection.
2. Undertake further discussions with the owners of 17 Granny Bell Lane, North Haven around the possibility of retaining access rights to the adjoining properties.
3. Request the Chief Executive Officer report to the 21 July 2021 Ordinary Council meeting detailing the outcome of the discussions.

12.03 KOOLOONBUNG CREEK FLYING-FOX CAMP MANAGEMENT PLAN UPDATE

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Note the information presented in the Kooloonbung Creek Flying Fox Camp Management Plan update report.
2. Amend the Kooloonbung Creek Flying Fox Camp Management Plan Update reporting schedule from quarterly to annually with the next report to be presented to Council in June 2022.

Item 12.04 Dredging of Lake Cathie For Beach Sand Nourishment Adjacent to Illaroo Road, has been addressed previously within the meeting.

12.05 LAND ACQUISITION - BATAR CREEK ROAD, BATAR CREEK

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Pay compensation in the amount of \$1,000 (GST Exclusive) to the owner of Lot 1 Deposited Plan 169937, Serene Lodge Investments Pty Limited, for the acquisition of that part of Lot 1 Deposited Plan 169937 more particularly described as Lot 1 in plan of acquisition Deposited Plan 1246935.
2. Pursuant to Section 59 of the Land Acquisition (Just Terms Compensation) Act 1991, pay the landowner's property conveyancing costs.
3. Pursuant to Section 10 of the Roads Act 1993, dedicate Lot 1 Deposited Plan 1246935 as public road.

12.06 UPDATE ON SITE SPECIFIC PLANNING PROPOSAL REQUESTS - BI-ANNUAL REPORT

BLOCK RESOLVE: Turner/Griffiths

That Council:

1. Note the current status of site specific Planning Proposal requests as described in this report.
2. Receive a further update report in six months regarding the progress of site specific Planning Proposal requests.

Item 12.07 Concept Design for the Port Macquarie Police Station Precinct, has been addressed previously within the meeting.

Item 12.08 Port Macquarie Town Centre - Parklet Trial Process Update, has been addressed previously within the meeting.

CONFIDENTIAL SESSION

RESOLVED: Turner/Griffiths

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 Council on the basis that items to be considered are of a confidential nature.
2. That Council move into Closed Session to receive and consider the following items
 - Item 14.01 Request from Resident in Respect of Water Charges
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 14.02 Aboriginal Advisory Group
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).
3. That the resolutions made by 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: 6/0

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

AGAINST: Nil

14.01 REQUEST FROM RESIDENT IN RESPECT OF WATER CHARGES

RESOLVED: Turner/Alley

That Council:

1. Note the request from a property owner for a departure from the existing Water Policy in respect of water leaks on the applicant's property.
2. Note the substantial adjustments and assistance measures previously extended under the Water Supply Policy to the property owner.
3. Continue to apply the provisions of the Water Supply Policy to the property owner.
4. Offer assistance to the property owner in relation to Council's existing hardship provisions as outlined in the body of the report, provide advice on water metering options and offer education on water saving initiatives.

CARRIED: 6/0

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

AGAINST: Nil

14.02 ABORIGINAL ADVISORY GROUP

RESOLVED: Hawkins/Turner

That Council:

1. Amend the Aboriginal Advisory Group Charter to include 4 Traditional Owner representatives.
2. Appoint the following people as independent members of the Aboriginal Advisory Group for a four (4) year term:
 - (a) Gulwanyang Moran (Traditional Owner)
 - (b) Richard Dacker (Traditional Owner)
 - (c) Latoya Smith (Bearlay Aboriginal Interagency)
 - (d) Jacob Thorne-Hall (Aboriginal and Torres Strait Islander community member)
 - (e) Wayne Anderson (Aboriginal and Torres Strait Islander community member)
 - (f) Benjahmin Moran (Traditional Owner)
 - (g) Linda Olive (Hastings Aboriginal Education Consultative Group)
 - (h) Rhonda Anjilkurri Radley (Aboriginal and Torres Strait Islander community member)
 - (i) Amos Donovan (Bunyah Local Aboriginal Land Council)
 - (j) William O'Brien O.A.M. (Traditional Owner)
 - (k) Kelly O'Brien (Aboriginal and Torres Strait Islander community member)
3. Appoint the Mayor as the Chairperson and Councillor Intemann as voting members of the Aboriginal Advisory Group.
4. Commence the appointments by inviting the new members to the first Aboriginal Advisory Group meeting at a date to be confirmed in July 2021.

5. Thank members of the community who made submissions via the Expression of Interest process and advise the outcome.
6. Maintain the confidentiality of the documents and considerations in respect of Expression of Interest EOI-21-02.

CARRIED: 6/0

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

AGAINST: Nil

RESOLVED: Alley/Griffiths

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

CARRIED: 6/0

FOR: Alley, Griffiths, Hawkins, Intemann, 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 8:09pm.

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Peta Pinson
Mayor