

PRESENT

Members:

Councillor Peta Pinson (Mayor)
Councillor Lisa Intemann (Deputy Mayor)
Councillor Rob Turner
Councillor Sharon Griffiths
Councillor Peter Alley
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)

This meeting was held remotely and electronically through Microsoft Teams and is live streamed on Council's YouTube channel.

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 on line.

02 REMOTE ATTENDANCE AT MEETING

Due to the current COVID-19 health emergency all Councillors attended by remote means.

03 LOCAL GOVERNMENT PRAYER

Due to the current COVID-19 health emergency, the Local Government Prayer was not delivered as part of this meeting.

04 APOLOGIES

Nil.

05 CONFIRMATION OF MINUTES

RESOLVED: Alley/Griffiths

That the Minutes of the Ordinary Council Meeting held on 15 September 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 12.02 - Port Macquarie Town Centre - Parklet Trial Outcome Report, 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 Master Plan.

Mayor Pinson declared a Pecuniary Interest in Item 12.05 - Amendment to Port Macquarie-Hastings Local Environmental Plan 2011 - Optional Standard Instrument LEP Order - 'Special flood considerations' Clause, the reason being that Councillor Pinson has a property interest in the area considered for the LEP amendment.

**07.01 NSW GOVERNMENT'S ENVIRONMENTAL PLANNING AND
ASSESSMENT AMENDMENT (INFRASTRUCTURE CONTRIBUTIONS)
BILL 2021**

RESOLVED: Pinson

That Council:

1. Note the correspondence from the Hon Mark Latham MLC as attached to the Mayoral Minute.
2. Note the correspondence from Local Government NSW (LGNSW) campaign "Say No to the Contributions Cash Grab" as attached to the Mayoral Minute.
3. Note the LGNSW's on-line Petition.
4. Request the Chief Executive Officer and Mayor meet and discuss the proposal with the Member for Port Macquarie, the Hon Leslie Williams MP.
5. Authorise the Chief Executive Officer to share the LGNSW campaign material on Council's website and social media.
6. Authorise the Chief Executive Officer to urgently inform our community of the Draft Developer Contributions Bill and the serious effects it will have on future delivery of assets to our region should it be passed.

CARRIED: 6/0

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

AGAINST: Nil

**08 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL
MEETING**

RESOLVED: Griffiths/Hawkins

That Council determine that the attachments to Item Numbers 10.02 and 11.02 be considered as confidential, in accordance with section 11(3) of the Local Government Act.

CARRIED: 6/0

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

AGAINST: Nil

SUSPENSION OF STANDING ORDERS

RESOLVED: Griffiths/Alley

That Standing Orders be suspended to allow Items 09.03, 09.11, 10.01, 10.02, 10.03, 11.01, 11.03, 12.01, 12.02, 12.03, 12.04, 12.05 not in the block to be brought forward and considered next.

CARRIED: 6/0

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

AGAINST: Nil

09.03 MID NORTH COAST JOINT ORGANISATION - MECHANISM BY WHICH TO REQUEST FUNDING

RESOLVED: Pinson/Griffiths

That Council:

1. Note the information contained in the Mid North Coast Joint Organisation - Mechanism By Which to Request Funding report.
2. Adopt the process for requesting funding for the Mid North Coast Joint Organisation.

CARRIED: 6/0

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

AGAINST: Nil

09.11 SUSTAINABILITY POLICY AND CLIMATE CHANGE RESPONSE POLICY

MOTION

MOVED: Turner/Intemann

That Council:

1. Note the submissions and feedback received relating to the draft Sustainability Policy and draft Climate Change Response Policy during the public exhibition period.
2. Thank those people who provided feedback during the review of the draft Policies.
3. Note the unanimous endorsement by Council's Sustainability Advisory Sub-committee of the draft Sustainability Policy and draft Climate Change Response Policy as presented.
4. Thank members of Council's Sustainability Advisory Sub-committee for their participation in the development of the draft Policies.
5. Adopt the draft Sustainability Policy as presented.
6. Adopt the draft Climate Change Response Policy as presented.
7. Note that references in the Policies to the current Community Strategic Plan Towards 2030 will be amended to reference the Imagine 2050 Community Strategic Plan (currently in draft) once adopted by Council.

AMENDMENT

MOVED: Griffiths/Pinson

That Council:

1. Note the submissions and feedback received relating to the draft Sustainability Policy and draft Climate Change Response Policy during the public exhibition period.
 2. Thank those people who provided feedback during the review of the draft Policies.
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3. Note the unanimous endorsement by Council's Sustainability Advisory Sub-committee of the draft Sustainability Policy and draft Climate Change Response Policy as presented.
4. Thank members of Council's Sustainability Advisory Sub-committee for their participation in the development of the draft Policies.
5. Adopt the draft Sustainability Policy as presented.
6. Adopt the draft Climate Change Response Policy as presented.
7. Note that references in the Policies to the current Community Strategic Plan Towards 2030 will be amended to reference the Imagine 2050 Community Strategic Plan (currently in draft) once adopted by Council.
8. Incorporate into policies, value for ratepayer money for actions and projects which relate to sustainability and climate change through a business case evaluation with a greater financial return than investment.

THE AMENDMENT WAS PUT AND WAS LOST

LOST: 1/5

FOR: Griffiths

AGAINST: Alley, Hawkins, Intemann, Pinson and Turner

RESOLVED: Turner/Intemann

That Councillor Alley be heard.

CARRIED: 6/0

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

AGAINST: Nil

THE MOTION WAS PUT AND CARRIED

RESOLVED: Turner/Intemann

That Council:

1. Note the submissions and feedback received relating to the draft Sustainability Policy and draft Climate Change Response Policy during the public exhibition period.
2. Thank those people who provided feedback during the review of the draft Policies.
3. Note the unanimous endorsement by Council's Sustainability Advisory Sub-committee of the draft Sustainability Policy and draft Climate Change Response Policy as presented.
4. Thank members of Council's Sustainability Advisory Sub-committee for their participation in the development of the draft Policies.
5. Adopt the draft Sustainability Policy as presented.
6. Adopt the draft Climate Change Response Policy as presented.
7. Note that references in the Policies to the current Community Strategic Plan Towards 2030 will be amended to reference the Imagine 2050 Community Strategic Plan (currently in draft) once adopted by Council.

CARRIED: 4/2

FOR: Alley, Hawkins, Intemann and Turner

AGAINST: Griffiths and Pinson

10.01 WAUCHOPE AND SURROUNDS COMMUNITY PLAN

RESOLVED: Intemann/Alley

That Council:

1. Endorse the Wauchope and Surrounds Community Plan.
2. Note the extensive engagement which has taken place with the community and their Community-Council Action Team to finalise the Plan.
3. Note the goals and actions identified for each of the communities outlined in the Community Plan for consideration in future Operational Plans.
4. Note the Public Exhibition submissions, responses and updates to the current, revised version, of the Wauchope and Surrounds Community Plan.
5. Request the Chief Executive Officer to consider progressing some actions from the Wauchope Community Plan as part of any variation to the 2021-2022 Operational Plan.
6. Request the Chief Executive Officer consider including some actions from the Wauchope Community Plan in the 2022-2023 Operational Plan, and also the Delivery Program for the upcoming period.

CARRIED: 6/0

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

AGAINST: Nil

10.02 2021-2022 ROUND 1 COMMUNITY GRANT PROGRAM FOR ENDORSEMENT

RESOLVED: Intemann/Hawkins

1. That Council pursuant to Section 356 of the Local Government Act 1993, grant financial assistance from the Community Grants 2021-2022 Round 1, and the NSW Bushfire Community Recovery and Resilience Fund, for the total amount of \$49,746 according to the following:

Organisation Name	Project	Funding
Community Builders		
Beechwood Recreation Ground Reserve trust	Beechwood Reserve Playground	\$5,000
Hastings Valley Miniature Railway	Track Duplication	\$5,000
Wauchope Neighbourhood Centre	Community Playgroup	\$2,800
Hastings Valley Amateur Beekeeper Association	Apiary Equipment	\$3,325
	Sub-total	\$16,125
Community Celebrations		
Telegraph Point Community Assoc.	Telegraph Point Christmas Party	\$2,000
Wauchope Chamber of Commerce	Christmas Celebrations	\$5,000
Marine Rescue NSW	Community Aquatics Aus Day 2022	\$1,500
All Saints Pappinbarra Comm. Church	All Saints 90 th Anniversary Celebration	\$4,650

Camden Haven Chamber Commerce		
	Christmas Celebrations	\$5,000
	Sub-total	\$18,150
Cultural Activities		
Bonny Hills Progress Association	Bonny Hills Art Show	\$3,000
	Sub-total	\$3,000
Youth Projects		
YP Space MNC	BoostYouth Program	\$1,950
	Sub-total	\$1,950
Micro Grants		
MNC Cricket Council Inc.	MNC T20 Cricket Gala Comp	\$1,000
	Sub-total	\$1,000
2021-2022 Round 1 Community Grants Distribution Total		\$40,225
Additional Funding Opportunities - NSW Bushfire Community Recovery and Resilience Fund (NSW Resilience)		
Northside Progress Association	Emergency Generators	\$4,521
Camden Haven Chamber Commerce	Camden Haven Festival	\$5,000
	Sub-total	\$9,521
Total Grant Funding		\$49,746

2. Note the importance of the work of early conservation volunteers in Port Macquarie, and their success in protecting many of the coastal features we all now value so much, and the upcoming 50th Anniversary of the commencement of the ultimately successful Save Windmill Hill campaign.
3. Request the Chief Executive Officer to utilise best endeavours for Council's promotion of the upcoming Anniversary as mentioned in clause 2 above, and the installation of a suitable interpretive sign in time for the occasion in late November 2021, as has previously been discussed between Council staff and some members of the community.
4. Note the source of funding to be the working capital reserve.

CARRIED: 6/0

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

AGAINST: Nil

10.03 POLICY REVIEW - DOGS IN PUBLIC OPEN SPACES

RESOLVED: Pinson/Griffiths

That Council:

1. Note the submissions and feedback received relating to the Draft Dogs in Public Open Spaces Policy during the public exhibition period.
2. Note that further discussions have been held with Crown Lands and National Parks and Wildlife Service (NPWS) regarding dogs on Washhouse Beach.
3. Note the correspondence received by the Chief Executive Officer from NPWS Acting/Area Manager, Hastings Macleay Area on 18 June 2021 and included as Attachment 5 to the report.
4. Note the mapping of the Kattang Nature Reserve as provided by NPWS and included as Attachment 5 to the report.
5. Note the available area for dog off-leash walking is 125.86 metres from the rock breakwall, as per the mapping referred to in Item 4 above.
6. Note the correspondence from Shane Robinson, NPWS Manager Hastings Macleay Area to Council in February 2021 and included as Attachment 4 to the report.
7. Adopt the revised Dogs in Public Open Spaces Policy, including an amendment to permit off-leash dogs on Washhouse Beach, as referenced in Items 4 and 5 above.
8. Request the Chief Executive Officer urgently consult with NPWS regarding the erection of large information signage advising of the area permitted or prohibited to dogs and make available educational information as to the conservation and biodiversity value of the Kattang Nature Reserve.
9. Request the Chief Executive Officer to investigate upgrades to Dunbogan Beach such as boardwalk, public amenities, formalised carpark to enhance beach use and promote dog walking on the 2.36 kilometre beach and provide a further report back to Council in March 2022 on estimates for upgrades for consideration in the Draft 2022-2023 Operational Plan.
10. Request the Chief Executive Officer ensure that the details of any proposed upgrades be the subject of community consultation prior to being finalised.
11. Thank those who provided feedback during the review of the Dogs in Public Open Spaces Policy and advise them of Council's determination.

CARRIED: 6/0

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

AGAINST: Nil

11.01 DRAFT 2022-2032 ECONOMIC DEVELOPMENT STRATEGY

RESOLVED: Intemann/Turner

That Council:

1. Note the broad community engagement and input received during development of the new draft 2022-2032 Port Macquarie-Hastings Economic Development Strategy.
2. Thank Council's Economic Development Steering Group and all community members who participated in workshops to support the development of the draft Economic Development Strategy.
3. Place the draft Economic Development Strategy on public exhibition from 18 October 2021 for a period of 60 days.
4. Advise by email all community members who made submissions or participated in workshops, regarding the commencement of the exhibition period.
5. Actively promote the exhibition of the Draft Economic Development Strategy to relevant local businesses and groups, as well as to the general community.
6. During the exhibition period provide an on-line information session to overview the Draft Economic Development Strategy and its change of direction.
7. Note that a further report will be tabled to the new Council in early 2022, detailing the submissions received from the public during the exhibition period and presenting an updated draft Economic Development Strategy for adoption.

CARRIED: 6/0

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

AGAINST: Nil

11.03 NEW DESTINATION BRAND

RESOLVED: Hawkins/Pinson

That Council:

1. Note the extensive engagement and co-design approach taken to develop a new Destination Brand for our region.
2. Endorse the Brand Strategy.
3. Support Concept 1 as the preferred Visual Identity Concept.
4. Thank all stakeholders who participated in the Destination Brand Review and advise them of the outcome.

CARRIED: 6/0

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

AGAINST: Nil

12.01 RAWDON ISLAND BRIDGE UPDATE

RESOLVED: Intemann/Griffiths

That Council:

1. Note the information provided in the Rawdon Island Bridge Update report.
2. Request the Chief Executive Officer to ensure that the incoming Councillors are kept advised of progress of this matter from the point of their election.

CARRIED: 6/0

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

AGAINST: Nil

12.02 PARKLET TRIAL OUTCOME REPORT

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

RESOLVED: Pinson/Griffiths

That Council:

1. Note the information contained within this report.
2. Offer both existing parklets lease holders the opportunity to renew their lease for their parklet based on Council's standard outdoor dining lease for a period of not less than one month.
3. Request the Chief Executive Officer to develop a policy for parklets to encourage low cost, short-term parklet installations that are easily relocatable to further activate the Port Macquarie Town Centre.

CARRIED: 6/0

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

AGAINST: Nil

12.03 KOALA RECOVERY STRATEGY ANNUAL REPORT

RESOLVED: Intemann/Griffiths

That Council:

1. Note the annual report for the Koala Recovery Strategy 2018.
2. Request the Chief Executive Officer to provide a briefing to Councillors on Koala-related matters by no later than 10 February 2022, so a motion can be brought forward to the February 2022 Ordinary Meeting if required.

CARRIED: 6/0

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

AGAINST: Nil

12.04 BUSHFIRE MITIGATION WORKS - 2021-2022 UPDATE

RESOLVED: Intemann/Griffiths

That Council:

1. Note the bushfire hazard reduction measures being undertaken on Council owned and managed land to reduce the risk to residential and commercial assets in the Local Government Area to manage the bushfire hazard.
2. Prepare a communications plan to inform and educate the community and Councillors about this work, and provide a report no later than the May 2022 Ordinary Council meeting, on progress in Bushfire Mitigation.

CARRIED: 6/0

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

AGAINST: Nil

12.05 AMENDMENT TO PORT MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 - OPTIONAL STANDARD INSTRUMENT LEP ORDER - 'SPECIAL FLOOD CONSIDERATIONS' CLAUSE.

Mayor Pinson declared a Pecuniary Interest in this matter, vacated the Chair and left the room and was out of sight during the Council's consideration, the time being 8:15pm.

The Deputy Mayor assumed the Chair.

RESOLVED: Alley/Griffiths

That Council:

1. Adopt the new State Government Standard Instrument Local Environmental Plan Order 'Clause 5.22 Special flood considerations' for inclusion in the Port-Macquarie-Hastings Local Environmental Plan 2011.
2. Notify the Department of Planning Industry and Environment of its decision to opt-in to the 'Special flood considerations' clause.
3. Note that the Department of Planning Industry and Environment will provide further detail regarding the next steps in the process of implementing the 'Special flood considerations' clause.
4. Present the report to Council's Coast, Estuary and Floodplain Sub Committee for information.

CARRIED: 5/0

FOR: Alley, Griffiths, Hawkins, Intemann and Turner

AGAINST: Nil

Mayor Pinson returned to the meeting, the time being 8:25pm.

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

13 ITEMS TO BE DEALT WITH BY EXCEPTION

RESOLVED: Alley/Intemann

That Items 09.01, 09.02, 09.04, 09.05, 09.06, 09.07, 09.08, 09.09, 09.10, 09.12, 10.04, 11.02, 12.06 be considered as a block resolution.

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

RESOLVED: Alley/Intemann

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 RESOLVED: Alley/Intemann

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

09.02 MAYORAL DISCRETIONARY FUND ALLOCATIONS - 2 TO 29 SEPTEMBER 2021

BLOCK RESOLVED: Alley/Intemann

That Council note the Mayoral Discretionary Fund allocations for the period 2 to 29 September 2021 inclusive.

Item 09.03 Mid North Coast Joint Organisation - Mechanism By Which To Request Funding, has been addressed previously within the meeting.

09.04 DISCLOSURES REGISTER - ANNUAL RETURNS 2020-2021

BLOCK RESOLVED: Alley/Intemann

That Council:

1. Note the information in the Disclosure Register for 2020-2021.

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2. Determine that the following positions become a Designated Person pursuant to the provisions of Clause 4.8 of Council's Code of Conduct:
 - a) Water and Sewer Investigations Engineer
 - b) Coast Estuary and Flood Coordinator
 - c) Shelter Team Leader
 - d) Strategic Environmental Projects Coordinator
 - e) Environmental Health and Building Regulation Coordinator
 - f) Environmental Operations Coordinator
 3. Note the following position title changes:
 - a) Biosecurity Officer (previously Biosecurity Officer Weeds)
 - b) NRM Team Leader (previously Team Leader Invasive Weeds)
 - c) Environmental Projects Officer - Flooding (previously Environmental Projects Officer)
 4. Note that a further report will be presented to the November 2021 Ordinary Council Meeting tabling the outstanding Annual Disclosure Returns as detailed in this report.
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09.05 STATUS OF COUNCIL POLICIES

BLOCK RESOLVED: Alley/Intemann

That Council:

1. Note the information provided in the Status of Council Policies report.
 2. That Council publicly exhibit for 28 days the proposal to rescind the following policies:
 - Gifts and Benefits Policy
 - Staff and Consultant Access to Private Propertywith a further report to be considered by Council at the February 2022 Ordinary meeting of Council following the public exhibition period.
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09.06 COMMUNITY POLL ON FLUORIDATION OF THE WATER SUPPLY - COSTS AND PROCESS

BLOCK RESOLVED: Alley/Intemann

That Council note the report titled Community Poll on Fluoridation of the Water Supply - Costs and Process.

09.07 POLICY REVIEW - INVESTMENT POLICY

BLOCK RESOLVED: Alley/Intemann

That Council re-adopt the current Investment Policy.

09.08 MONTHLY BUDGET REVIEW - SEPTEMBER 2021

BLOCK RESOLVED: Alley/Intemann

That Council:

1. Adopt the adjustments in the “September 2021 Adjustments” section of the Monthly Budget Review – September 2021 report and associated attachment.
 2. Amend the 2021-2022 Operational Plan to include all budget adjustments approved in this report.
 3. Remove the Rates / Water Overpayment Refund Fee from the Schedule of Fees and Charges for 2021-2022.
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09.09 INVESTMENTS - SEPTEMBER 2021

BLOCK RESOLVED: Alley/Intemann

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

09.10 PORT MACQUARIE TRANSPORT NETWORK COMMUNITY CONSULTATIVE COMMITTEE CHAIR

BLOCK RESOLVED: Alley/Intemann

That Council endorse the Director Infrastructure as the interim Chair of the Port Macquarie Transport Network Community Consultative Committee from December 2021 until April 2022.

Item 09.11 Sustainability Policy and Climate Change Response Policy, has been addressed previously within the meeting.

09.12 DRAFT COMMUNITY STRATEGIC PLAN

BLOCK RESOLVED: Alley/Intemann

That Council:

1. Note that the Office of Local Government (OLG) has revised the Integrated Planning and Reporting Guidelines.
 2. Note that Council staff are reviewing the draft Community Strategic Plan Imagine 2050 to ensure alignment with the revised Integrated Planning and Reporting Guidelines.
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3. Note the proposed timetable for the adoption of the IP&R suite of documents including finalisation of the Community Strategic Plan
 4. Note that a future report will be presented to the March 2022 Ordinary Council Meeting with a review of community submissions and the final Community Strategic Plan with a recommendation for its adoption.

Item 10.01 Wauchope & Surrounds Community Plan, has been addressed previously within the meeting.

Item 10.02 2021-2022 Round 1 Community Grant Program for Endorsement, has been addressed previously within the meeting.

Item 10.03 Policy Review - Dogs in Public Open Spaces, has been addressed previously within the meeting.

10.04 REVOCATION OF DECLARED MENACING DOG

BLOCK RESOLVED: Alley/Intemann

That Council revoke the Menacing Declaration on the dog named 'Sid', microchip number 900164000667268, described as a male, black and white, Mastiff/German Shorthaired Pointer cross.

Item 11.01 Draft 2022-2032 Economic Development Strategy, has been addressed previously within the meeting.

11.02 MAJOR EVENTS MARKETING GRANT PROGRAM - ROUND 1, 2022

BLOCK RESOLVED: Alley/Intemann

That Council pursuant to provisions of Section 356 of the Local Government Act 1993, grant financial assistance from the Major Events Marketing Grants Program Round 1, 2022 in the total amount of \$20,000 to:

Event Name, Organiser & Ranking	Sponsorship Recommended
1. Ride the Wave (Make a Difference PMQ INC)	\$5,000
2. TORTUGA (Original Good Time Merchants)	\$5,000
3. Mi Casa Su Casa (Su Casa Entertainment)	\$5,000

4. PMCC Junior Cycle Tour (Port Macquarie Cycling Club)	\$2,500
5. Teams Challenge (Port Macquarie Bodyboarding Association)	\$2,500
Total allocated this round	\$20,000

Item 11.03 New Destination Brand, has been addressed previously within the meeting.

Item 12.01 Rawdon Island Bridge Update, has been addressed previously within the meeting.

Item 12.02 Parklet Trial Outcome Report, has been addressed previously within the meeting.

Item 12.03 Koala Recovery Strategy Annual Report, has been addressed previously within the meeting.

Item 12.04 Bushfire Mitigation Works - 2021/2022 Update, has been addressed previously within the meeting.

Item 12.05 Amendment to Port Macquarie-Hastings Local Environmental Plan 2011 - Optional Standard Instrument LEP Order - 'Special flood considerations' Clause., has been addressed previously within the meeting.

12.06 VOLUNTARY HOUSE RAISING

BLOCK RESOLVED: Alley/Intemann

That Council:

1. Note the review of the NSW Voluntary House Raising Scheme contained in this report.
2. Request the Chief Executive Officer to develop a project plan and draft engagement strategy to undertake community engagement with the community in flood affected areas to determine the degree of support for pursuing Voluntary House Raising for consideration in the development of the draft 2022-2023 Operational Plan.

CONFIDENTIAL SESSION

RESOLVED: Alley/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 T-21-05 Supply of Timber Products (Bridges)

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 14.02 Tender SPT352122MNC - Mattress Collection and Processing

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 14.03 T-20-33 High Voltage 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 14.04 T-21-31 Ice Piggering 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 14.05 T-21-42.03 Rawdon Island Bridge - Repair Contractor

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 14.06 T-21-54 Replacement of Filtration Membranes - Camden Haven Waste Water Treatment Plant

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 14.07 2021 Organisational Realignment

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

Item 14.08 T-21-35 Pappinbarra Junction Bridge - Bridge & Civil Package

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

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

RESOLVED: Griffiths/Alley

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

CARRIED: 6/0

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

AGAINST: Nil

14.01 T-21-05 SUPPLY OF TIMBER PRODUCTS (BRIDGES)

RESOLVED: Griffiths/Intemann

That Council:

1. In accordance with the clause 178(1)(b) of the Local Government (General) Regulation 2021, decline to accept the sole tender submitted for Request for Tender T-21-05 Supply of Timber Products (Bridges) as there are insufficient submissions to ascertain value for money, or to establish panel arrangements for the three categories: Round Timber, Sawn Timber, and Engineered Timber.
2. In accordance with the clause 178(3)(a) of the Local Government (General) Regulations 2021, postpone or cancel the proposal for the contract.
3. Maintain the confidentiality of the documents and consideration in respect of Request for Tender T-21-05.

CARRIED: 6/0

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

AGAINST: Nil

14.02 TENDER SPT352122MNC - MATTRESS COLLECTION AND PROCESSING

RESOLVED: Intemann/Hawkins

That Council:

1. In accordance with clause 178(1)(b) and 178(3)(b) of the Local Government (General) Regulation 2021, decline to accept any of the tenders submitted for Regional Procurement Tender SPT352122MNC Mattress Collection and Processing, and invite fresh tenders in accordance with clause 169 of the Local Government (General) Regulation 2021 from the tenderers that responded to Regional Procurement Tender SPT352122MNC based on different details; and
2. Maintain the confidentiality of the documents and consideration in respect of Regional Procurement Tender SPT352122MNC.

CARRIED: 6/0

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

AGAINST: Nil

14.03 T-20-33 HIGH VOLTAGE MAINTENANCE SERVICES

RESOLVED: Griffiths/Alley

That Council:

1. Note the engagement of Ampcontrol Service (NSW) Pty Ltd for \$41,683.00 per year (excl. GST) for Request for Tender T-20-33 High Voltage Maintenance Services for an initial contract term of three years commencing 1 October 2021, with three options to extend for one year each to be exercised by Council at its sole discretion.
2. Maintain the confidentiality of the documents and consideration in respect of Request for Tender T-20-33.

CARRIED: 6/0

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

AGAINST: Nil

14.04 T-21-31 ICE PIGGING SERVICES

RESOLVED: Intemann/Griffiths

That Council:

1. In accordance with s55(3)(i) of the Local Government Act 1993, not invite tenders for Ice Pigging Services due to the unavailability of competitive tenderers as the methodology for ice pigging is proprietary to the sole contractor recognised by Council.
2. Enter into negotiations with the sole contractor recognised by Council with a view to entering into a contract for ice pigging services.
3. Note that the Chief Executive Officer, under existing delegations to the General Manager, may award a contract T-21-31 Ice Pigging Services following successful negotiations, and present a further report to a future meeting of Council after contract award for Council's information.
4. Maintain the confidentiality of the documents and consideration in respect of this report.

CARRIED: 6/0

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

AGAINST: Nil

14.05 T-21-42.03 RAWDON ISLAND BRIDGE - REPAIR CONTRACTOR

RESOLVED: Griffiths/Alley

That Council:

1. In accordance with section 55(3)(i) of the Local Government Act 1993, not invite tenders for Rawdon Island Bridge - Repair Contractor due to extenuating circumstances; being that any delay in the appointment of a contractor will result in extension to the current bridge access restrictions for Rawdon Island residents and businesses.
2. Enter into negotiations with contractors recognised by Council, with a view to entering into a contract for Rawdon Island Bridge repairs.
3. Note that the Chief Executive Officer, under existing delegations to the General Manager, may award a contract following successful negotiations, and present a further report to a future meeting of Council on completion of the negotiation process for Council's information.
4. Maintain the confidentiality of the documents and consideration in respect of this report.

CARRIED: 6/0

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

AGAINST: Nil

14.06 T-21-54 REPLACEMENT OF FILTRATION MEMBRANES - CAMDEN HAVEN WASTE WATER TREATMENT PLANT

RESOLVED: Pinson/Griffiths

That Council:

1. In accordance with section 55(3)(i) of the Local Government Act 1993, not invite tenders for T-21-54 Replacement of Filtration Membranes - Camden Haven Waste Water Treatment Plant due to extenuating circumstances being risk of total failure and loss of Environmental Protection Agency Discharge Licence.
2. Issue a formal Request for Quotation T-21-54 Replacement of Filtration Membranes - Camden Haven Waste Water Treatment Plant on a single invitation basis to the Contractor recognised by Council.
3. Note that the Chief Executive Officer, under existing delegations to the General Manager, may accept a quotation for T-21-54 Replacement of Filtration Membranes - Camden Haven Waste Water Treatment Plant, and present a further report to a future meeting of Council after contract award for Council's information.
4. Maintain the confidentiality of the documents and consideration in respect of T-21-54 Replacement of Filtration Membranes - Camden Haven Waste Water Treatment Plant and this report.

CARRIED: 6/0

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

AGAINST: Nil

14.07 2021 ORGANISATIONAL REALIGNMENT

RESOLVED: Griffiths/Intemann

That Council:

1. Endorse the 2021 Organisational Realignment.
2. Maintain the confidentiality of the documents and consideration in respect of 2021 Organisational Realignment report.

CARRIED: 6/0

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

AGAINST: Nil

14.08 T-21-35 PAPPINBARRA JUNCTION BRIDGE - BRIDGE AND CIVIL PACKAGE

RESOLVED: Intemann/Alley

That Council:

1. In accordance with section 178(1)(b) and 178(3)(e) of the Local Government (General) Regulation 2021, decline to accept any of the tenders submitted for T-21-35 Pappinbarra Junction Bridge - Bridge and Civil Package and enter into negotiations with Bridge and Civil Pty and Saunders Civilbuild Pty Ltd, or any other person where or not they submitted a tender for T-21-35 Pappinbarra Junction Bridge - Bridge and Civil Package, with a view to entering into a contract in relation to the subject matter of the tender
2. Pursuant to section 178(4)(a) and (b) of the Local Government (General) Regulation 2021 decline to invite fresh tenders for the reasons that: the Tender Evaluation Panel considers that the preferred tenderers have the demonstrated the experience, capacity and capability to meet the requirements of the Request for Tender; inviting fresh tenders likely will not achieve a superior outcome; and, inviting fresh tenders will delay the project beyond the funding deadline.
3. Note the Chief Executive Officer, under existing delegations to the General Manager, may accept a tender for T-21-35 Pappinbarra Junction Bridge - Bridge and Civil Package following successful negotiations, and present a further report to a future meeting of Council after contract award for Council's information.
4. Maintain the confidentiality of the documents and consideration in respect of Request for Tender T-21-35 Pappinbarra Junction Bridge - Bridge and Civil Package.

CARRIED: 6/0

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

AGAINST: Nil

Councillor Alley left the meeting and did not return, the time being 8:42pm.

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

The meeting closed at 8:51pm.

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Peta Pinson
Mayor