



MIDCOAST
council

Minutes of the Ordinary Council Meeting

**held at the Council Chambers
2 Pulteney Street, Taree**

22 November 2017 at 2pm

Glenn Handford
General Manager

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Minutes of the Ordinary Meeting of the MidCoast Council held at the Council Chambers, 2 Pulteney Street, Taree on 22 November 2017 commencing at 2pm.

PRESENT

Present: Cr D West (Mayor) Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

IN ATTENDANCE

General Manager - Glenn Handford
Director Engineering & Infrastructure - Ron Hartley
Director Community Spaces & Services - Paul De Szell
Director Water Services - Brendan Guiney
Manager Finance - Phil Brennan
Minute Taker - Admin Officer - Yvette Ellis

ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The Mayor recognised the traditional custodians of the lands contained in the MidCoast Council area - being the Gathang speaking people and paid respect to their heritage and their elders - past and present.

PRAYER

The Mayor read the Local Government Prayer.

DECLARATIONS OF PECUNIARY & NON-PECUNIARY CONFLICTS OF INTEREST

Councillor/Staff Member	Item and Subject	Nature of Interest
Manager Finance - Phil Brennan	Item 2 - List of Matters Before the Land & Environment Court - October 2017.	Pecuniary Interest, the nature of the interest being I am the adjoining owner of the property at 233 The Lakes Way Forster, which is the subject of court action in respect of DA 279/2016 - Caravan park. Mr Brennan left the meeting and took no part in discussions.

APOLOGIES

Cr D Keegan and Cr J McWilliams.

245/17 RESOLUTION

(Moved Cr P Epov/Seconded Cr K Hutchinson)

That the apologies from Cr D Keegan and Cr J McWilliams.

2BOB Radio recorded the proceedings of the meeting for later broadcast.

ADOPTION OF MINUTES OF MEETING

246/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr K Smith)

That the Minutes of the Ordinary meeting of 25 October 2017, copies of which were distributed among the Councillors, be taken as read and confirmed as a true record of proceedings.

MATTERS ARISING FROM THE MINUTES

247/17 RESOLUTION

(Moved Cr L Roberts/Second Cr T Fowler)

That Council appoint delegates to the respective external bodies as nominated in Item 6 Appointment of Delegates to Various External Bodies of Minutes to the Ordinary Meeting of 25 October 2017, excluding 6.9 Local Traffic Committee and 6.13 Port Stephens Great Lakes Marine Park Advisory Committee which were dealt at the with meeting of 25 October 2017.

ADOPTION OF MINUTES OF MEETING

That the Minutes of the Extraordinary meeting of 2 November 2017, copies of which were distributed among the Councillors, be taken as read and confirmed as a true record of proceedings.

248/17 RESOLUTION

(Moved Cr L Roberts/Second Cr K Bell)

That it be noted that the Local Government Prayer was not read.

MEET THE PUBLIC

The Mayor invited members of the gallery who wished to address Council on any items not listed on the agenda to do so at this stage.

Community Meeting - North One Mile Beach

Mr David Rankin addressed Council in relation to Council Officers' attendance at a community meeting at North One Mile Beach on 21 November 2017.

249/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr T Fowler)

That a report be prepared for Council in relation to the Coastal Walk.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams

Bucketts Way Neighbourhood Group

Mr Tony Tersteeg addressed Council in regard to Council costs associated with proposed application for Gloucester Home Modification and Bucketts Way Neighbourhood Group.

Moved Cr K Hutchinson and seconded by Cr P Epov

That a donation of \$4,549.71 be made to the Bucketts Way Neighbourhood Group.

An amendment was moved by Cr L Roberts and seconded by Cr K Bell

That this matter be deferred for a report to Council's next Strategic Committee meeting.

The amendment became the substantive motion and was carried.

250/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr K Bell)

That the matter be deferred for a report to Council's next Strategic Committee meeting.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr C Pontin, Cr L Roberts, Cr K Smith.

AGAINST VOTE - Cr P Epov, Cr T Fowler, Cr K Hutchinson

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams

Former Masters' Site

Ms Christine Stanton addressed Council regarding Council expenditure in relation to the recent sale of the former Masters Building.

Mr Steven Vorgias (Executive General Manager MidCoast Trucks) addressed Council in relation to the recent sale of the former Masters Building.

Ms Adrienne Smith (Director MidCoast Trucks) addressed Council in relation to the recent sale of the former Masters Building.

251/17 RESOLUTION

(Moved Cr P Epov/Seconded Cr K Hutchinson)

That Item 8 and Item 9 be moved forward on the agenda for consideration by Council.

ADDRESS FROM THE PUBLIC GALLERY

Item 8 - Annual Report May 2016 - June 2017

Mr Edward Harvey addressed Council in relation to the Annual Report May 2016 - June 2017.

Item 9 - Quarterly Budget Review Statement - September 2017

Mr Edward Harvey addressed Council in relation to the Quarterly Budget Review Statement - September 2017.

CONSIDERATION OF OFFICERS' REPORTS:

DIRECTOR PLANNING & NATURAL SYSTEMS

1 MINUTES FOR WALLIS & SMITHS COAST & ESTUARY COMMITTEE

Report Author Prudence Tucker, Water Quality & Estuary Management Program Coordinator

RECOMMENDATION

It is recommended that the Minutes of the Wallis & Smiths Lake Coast & Estuary Management Committee meetings held 22 February 2017 and 31 May 2017 be noted.

252/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr C Pontin)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

**2 LIST OF MATTERS BEFORE THE LAND & ENVIRONMENT COURT -
OCTOBER 2017**

Report Author Lisa Schiff, Director - Planning & Natural Systems

Manager Finance Phil Brennan declared a pecuniary conflict of interest and left the meeting.

RECOMMENDATION

It is recommended that the information be noted.

253/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr P Epov)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson,
Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

Manager Finance Phil Brennan returned to the meeting.

DIRECTOR ENGINEERING & INFRASTRUCTURE

**3 MINUTES OF LOCAL TRAFFIC COMMITTEE MEETING HELD ON 4
OCTOBER 2017**

Report Author Richard Wheatley – Senior Transport Engineer

RECOMMENDATION

It is recommended that the Minutes of the Local Traffic Committee meeting held on 4 October 2017 be noted and that Council endorse the recommendations made at the meeting.

254/17 RESOLUTION

(Moved Cr C Pontin/Seconded Cr B Christensen)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson,
Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

4 CAPITAL WORKS REPORT - NOVEMBER 2017
Report Author Stuart Small, Team Leader Project Delivery

RECOMMENDATION

That Council note the information in this report.

255/17 RESOLUTION

(Moved Cr P Epov/Seconded Cr C Pontin)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

DIRECTOR COMMUNITY SPACES & SERVICES

5 CHILD PROTECTION POLICY

Report Author Lyndie Hepple, Co-ordinator, Community Strengthening

RECOMMENDATION

That the draft Child Protection Policy provided in Annexure A be adopted.

256/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr K Smith)

That this matter be deferred for further information and report back to Council.

FOR VOTE - Cr D West, Cr T Fowler, Cr C Pontin, Cr L Roberts, Cr K Smith.

AGAINST VOTE - Cr K Bell, Cr B Christensen, Cr P Epov, Cr K Hutchinson.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

DIRECTOR CORPORATE & BUSINESS SYSTEMS

6 COUNCILLOR EXPENSES AND FACILITIES POLICY

Report Author Rob Griffiths, Manager Governance

RECOMMENDATION

That the attached Councillor Expenses and Facilities Policy be placed on public exhibition for a period of 28 days allowing for public submissions in accordance with Section 253 of the *Local Government Act 1993*.

257/17 RESOLUTION

(Moved Cr C Pontin/Seconded Cr T Fowler)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

7 APPOINTMENT OF DELEGATES TO PSGL MARINE PARK ADVISORY COMMITTEE

Report Author Rob Griffiths, Manager Governance

RECOMMENDATION

That Council appoint a delegate to the Port Stephens-Great Lakes Marine Park Advisory Committee.

258/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr C Pontin)

That Cr K Hutchinson be appointed as delegate to the Port Stephens-Great Lakes Marine Park Advisory Committee.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

8 ANNUAL REPORT MAY 2016 - JUNE 2017

Report Author Rob Griffiths, Manager Governance

RECOMMENDATION

That the Annual Report for the period 12 May 2016 – 30 June 2017 be received and noted.

259/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr K Hutchinson)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

Council adjourned at 3.41pm.

Council re-convened at 3.51pm

9 QUARTERLY BUDGET REVIEW STATEMENT - SEPTEMBER 2017

Report Author Phil Brennan, Manager Finance

RECOMMENDATION

That the report be noted.

260/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr T Fowler)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

10 INVESTMENTS REPORT - OCTOBER 2017
Report Author Phil Brennan, Manager Finance

RECOMMENDATION

That the report be received and noted.

261/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr C Pontin)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

DIRECTOR WATER SERVICES

11 ENDORSEMENT OF MIDCOAST WATER ANNUAL REPORT 2016-17
Report Author Brendan Guiney, Director Water Services

RECOMMENDATION

The annual report on MidCoast Water's activity for the 2016-17 financial year be endorsed.

262/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr T Fowler)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

12 MIDCOAST WATER SERVICES EXECUTIVE MONTHLY PERFORMANCE REPORT - OCTOBER 2017

Report Author Darryl Hancock, Executive Manager Corporate Services

RECOMMENDATION

MidCoast Water Services Executive Performance Report for October 2017 be received and noted.

263/17 RESOLUTION

(Moved Cr P Epov/Seconded Cr K Bell)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

13 INFRASTRUCTURE PROJECT STATUS REPORTS - NOVEMBER 2017

Report Author Brendan Guiney, Director Water Services

RECOMMENDATION

1. That the infrastructure project status reports be received and noted.
2. The following actions be endorsed:
 - a. Gloucester WTP Upgrade – That the existing Baseline budget be adjusted to reflect the current Planned budget
 - b. GW-WTP-00 WTP Chemical System Renewals:
 - i. That the program of works be reported to the Board on a monthly basis due to total project value
 - ii. That the project proceeds through the Ready to Implement Gateway
 - iii. That the existing budget be adjusted to reflect the current Planned budget

264/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr B Christensen)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

14 DRINKING WATER QUALITY MANAGEMENT SYSTEM ANNUAL REPORT SUMMARY 2016-2017

Report Author Lisa Andersons, Product Quality Systems

RECOMMENDATION

The Drinking Water Quality Management System Annual Report Summary 2016-2017 be received and noted.

265/17 RESOLUTION

(Moved Cr K Bell/Seconded Cr P Epov)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

LATE REPORTS

15 LATE REPORT - WATER SERVICES BUDGET REVIEW FOR QUARTER ENDED 30 SEPTEMBER 2017

Report Author Phil Brennan, Manager Finance

RECOMMENDATION

That the Quarterly Budget Review Statement for the period to 30 September 2017 for the Water services division budget be noted and the budget variations proposed, including the transfer to and from reserve be approved.

266/17 RESOLUTION

(Moved Cr K Hutchinson/Seconded Cr B Christensen)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler, Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

**16 LATE REPORT - QUARTERLY BUDGET REVIEW STATEMENT -
SEPTEMBER 2017**

Report Author Phil Brennan, Manager Finance

RECOMMENDATION

That the Quarterly Budget Review Statement for the period to 30 September 2017 be noted and the budget variations proposed, including the transfers to and from reserves be approved.

267/17 RESOLUTION

(Moved Cr L Roberts/Seconded Cr K Hutchinson)

That the above recommendation be adopted.

FOR VOTE - Cr D West, Cr K Bell, Cr B Christensen, Cr P Epov, Cr T Fowler,
Cr K Hutchinson, Cr C Pontin, Cr L Roberts, Cr K Smith.

ABSENT. DID NOT VOTE - Cr D Keegan, Cr J McWilliams.

LATE BUSINESS

Cr P Epov tabled a summary of arguments and contentions that he, as the seconder to the amendment by Cr K Bell, to refuse development consent for Development Application 407-2017 Manufactured Home Estate 303 Blackhead Road, Tallwoods, intended to make during the debate.

This is the last page of the minutes of the Ordinary Council meeting of MidCoast Council held on 22 November 2017.

There being no further business, the meeting closed at 4.14pm.

CHAIRPERSON