

## Minutes 13 June 2006



Minutes of Ordinary meeting of the Port Stephens Council held in the Council Chambers, Raymond Terrace on 13 June 2006, commencing at 8.45pm

**PRESENT:**

Councillors C. Baumann (Mayor); R. Swan (Deputy Mayor); G. Dingle; G Robinson; J Nell; H. Brown; S. Dover; R. Westbury; J. Hodges; K. Jordan; S. Tucker; Acting General Manager; Executive Manager – Corporate Management; Sustainable Planning Group Manager;

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| 547 | Councillor Nell<br>Councillor Jordan | It was resolved that an apology from Cr Francis be received and noted. |
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## INDEX

| <b>SUBJECT</b>   | <b>PAGE NO</b> |
|--|----------------|
| <b>MAYORAL MINUTES .....</b>   | <b>5</b>       |
| 1. INCENTIVE PROPERTY VEGETATION PLAN FOR MAMBO WETLANDS.....          | 4              |
| <b>MOTIONS TO CLOSE.....</b>   | <b>5</b>       |
| 1. MOTION TO CLOSE MEETING TO THE PUBLIC .....                         | 6              |
| 2. MOTION TO CLOSE MEETING TO THE PUBLIC .....                         | 7              |
| <b>GENERAL MANAGER'S REPORT .....</b>                                  | <b>8</b>       |
| 1. INFORMATION PAPER .....   | 9              |
| <b>GENERAL MANAGERS INFORMATION PAPERS .....</b>                       | <b>10</b>      |
| 1. GENERAL MANAGER'S PERFORMANCE REVIEW .....                          | 11             |
| <b>CONFIDENTIAL ITEMS .....</b>  | <b>12</b>      |
| 1. TENDER T09-2006 SUPPLY OF HAULAGE SERVICES .....                    | 13             |
| 2. TENDER T17-2006 AIR CONDITIONING MAINTENANCE & REPAIR SERVICES..... | 14             |

# MAYORAL MINUTES

# MAYORAL MINUTE

ITEM NO. 1

FILE NO: A2004-0216/A2004-0397

## INCENTIVE PROPERTY VEGETATION PLAN FOR MAMBO WETLANDS

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### THAT COUNCIL:

Approve the signatory of the Incentive Property Vegetation Plan for Mambo Wetlands and accept the funding of \$120,000

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| 548 | Councillor Baumann | There being no objections it was resolved that the Mayoral Minute be adopted. |
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### BACKGROUND

1) On Thursday the 15<sup>th</sup> of July the Minister for Natural Resources the Hon. Ian MacDonald on behalf of the Hunter Central Rivers Catchment Management Authority (CMA) will present to Port Stephens Council, for signatory, the Incentive Property Vegetation Plan for Mambo Wetlands.

An Incentive Property Vegetation Plan or PVP contains a list of agreed management actions required to enhance and protect the environmental values of Mambo Wetlands in perpetuity. The existence of this agreement is then noted on the 149 certificate. This agreement will not change the current management of the areas as it is already a dedicated public reserve, zoned 7a 'Environmental Protection' and identified as a SEPP 14 wetland.

Management actions will follow those itemised by the Mambo Wetland Plan of Management, focusing on weed control and native vegetation management. To assist in achieving those actions the CMA will provide Council with \$120,000 over five years. This funding will allow Council to move swiftly on the implementation of the management plans objectives. At present the first instalment is scheduled to be received July 2007.

This document only includes land under the care and control of council the Department of Education and Training land is not included.

Mambo Wetlands is significant in that 27 threatened fauna and 9 threatened flora have been identified on the site. It is a critical wildlife corridor and breeding area for koalas, plus is an important habitat for migratory birds. The wetlands also improve the water quality within Port Stephens through the absorption of nutrients, pollutants and the settlement of sediments.

## MOTIONS TO CLOSE

**ITEM NO. 1**

**FILE NO: 1740-177**

**MOTION TO CLOSE MEETING TO THE PUBLIC**

**AUTHOR: BUSINESS PAPER CO-ORDINATOR**

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**RECOMMENDATION:**

- 1) That pursuant to section 10A(2)(d) of the Local Government Act, 1993, the Committee and Council resolve to close to the public that part of its meetings to discuss Confidential Item 1 on the Ordinary agenda namely **Tender T09-2006 – Supply of Haulage Services**
- 2) That the reasons for closing the meeting to the public to consider this item be that:
  - i) The report and discussion will include details of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the tenderers; and
  - ii) In particular, the report includes confidential pricing information in respect of **Tender T09-2006 Supply of Haulage Services**
- 3) That on balance, it is considered that receipt and discussion of the matter in open Council would be contrary to the public interest, as disclosure of the confidential commercial information could compromise the commercial position of the tenderers and adversely affect Council's ability to attract competitive tenders for other contracts.
- 4) That the report and minutes of the closed part of the meeting are to remain confidential and that Council makes public its decision including the name and amount of the successful tenderer in accordance with Clause 179) of the Local Government (General) Regulation 2005.

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| <b>549</b> | <b>Councillor Nell<br/>Councillor Robinson</b> | <b>It was resolved that the recommendation be adopted.</b> |
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ITEM NO. 2

FILE NO:1740-180

## MOTION TO CLOSE MEETING TO THE PUBLIC

AUTHOR: BUSINESS PAPER CO-ORDINATOR

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### RECOMMENDATION:

- 1) That pursuant to section 10A(2)(d) of the Local Government Act, 1993, the Committee and Council resolve to close to the public that part of its meetings to discuss Confidential Item 2 on the Ordinary agenda namely **Tender T17-2006 Air Conditioning Maintenance & Repair Services**
- 2) That the reasons for closing the meeting to the public to consider this item be that:
  - i) The report and discussion will include details of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the tenderers; and
  - ii) In particular, the report includes confidential pricing information in respect of **Tender T17-2006 Air Conditioning Maintenance & Repair Services**
- 3) That on balance, it is considered that receipt and discussion of the matter in open Council would be contrary to the public interest, as disclosure of the confidential commercial information could compromise the commercial position of the tenderers and adversely affect Council's ability to attract competitive tenders for other contracts.
- 4) That the report and minutes of the closed part of the meeting are to remain confidential and that Council makes public its decision including the name and amount of the successful tenderer in accordance with Clause 179) of the Local Government (General) Regulation 2005.

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| 550 | Councillor Nell<br>Councillor Robinson | It was resolved that the recommendation be adopted. |
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# GENERAL MANAGER'S REPORT

PETER GESLING  
GENERAL MANAGER



**ITEM NO. 1**

**INFORMATION PAPER**

**AUTHOR: BUSINESS PAPER CO-ORDINATOR**

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**RECOMMENDATION IS THAT COUNCIL:**

Receives and notes the Information Papers listed below being presented to Council on 13 June, 2006.

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| No: | Report Title                        |
|-----|-------------------------------------|
| 1   | General Managers Performance Review |

**Page No:**

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| 551 | Councillor Westbury<br>Councillor Dingle | It was resolved that the recommendation be adopted. |
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# GENERAL MANAGERS INFORMATION PAPERS



**INFORMATION ITEM NO. 1**

**GENERAL MANAGER'S PERFORMANCE REVIEW**

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**POSITION TITLE: GENERAL MANAGER**  
**FILE: PETER GESLING – PERSONNEL FILE**

**BACKGROUND**

The purpose of this report is to present the General Manager's Performance Review documentation to Council.

**TABLED DOCUMENTS**

- 1) Performance Review documents for review conducted on 7 February 2006.

# CONFIDENTIAL ITEMS



*In accordance with Section 10A, of the Local Government Act 1993, Council can close part of a meeting to the public to consider matters involving personnel, personal ratepayer hardship, commercial information, nature and location of a place or item of Aboriginal significance on community land, matters affecting the security of council, councillors, staff or council property and matters that could be prejudice to the maintenance of law.*

*Further information on any item that is listed for consideration as a confidential item can be sought by contacting Council.*

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| 552 | Councillor Robinson<br>Councillor Hodges | It was resolved that the committee move into confidential session. |
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