



NAMBUCCA SHIRE COUNCIL

ORDINARY COUNCIL MEETING AGENDA ITEMS 31 JANUARY 2019

Council has adopted the following Vision and Mission Statements to describe its philosophy and to provide a focus for the principal activities detailed in its Management Plan.

Our Vision

Nambucca Valley ~ Living at its best.

Our Mission Statement

'The Nambucca Valley will value and protect its natural environment, maintain its assets and infrastructure and develop opportunities for its people.'

Our Values in Delivery

- Effective leadership
- Strategic direction
- Sustainability of infrastructure and assets
- Community involvement and enhancement through partnerships with Council
- Enhancement and protection of the environment
- Maximising business and employment opportunities through promotion of economic development
- Addressing social and cultural needs of the community through partnerships and provision of facilities and services
- Actively pursuing resource sharing opportunities

Council Meetings: Overview and Proceedings

Council meetings are held on the **last Thursday** of each month AND on the Thursday two weeks before the Thursday meeting. Both meetings commence at **5.30 pm**. Meetings are held in the Council Chamber at Council's Administration Centre—44 Princess Street, Macksville (unless otherwise advertised).

How can a Member of the Public Speak at a Council Meeting?

1 *Addressing Council with regard to an item on the meeting agenda:*

Members of the public are welcome to attend meetings and address the Council. Registration to speak may be made by telephone or in person before 2.00 pm on a meeting day. The relevant agenda item will be brought forward at 5.30 pm in agenda order, and dealt with following preliminary business items on the agenda. Public addresses are limited to five (5) minutes per person with a limit of two people speaking for and two speaking against an item.

2 *Public forum address regarding matters not on the meeting agenda:*

Nambucca Shire Council believes that the opportunity for any person to address the Council in relation to any matter which concerns them is an important demonstration of local democracy and our values. Accordingly Council allows members of the public to address it on matters not listed in the agenda provided the request is received before publication of the agenda (registration to speak may be made by telephone or in person before 2.00 pm on a meeting day) and the subject of the address is disclosed and recorded on the agenda.

In relation to regulatory or enforcement matters it needs to be understood that the Council has certain legal obligations which will generally prevent the Council from providing an immediate response to any concerns or grievances which may be raised in the public forum. In particular the Council has to provide procedural fairness and consider all relevant information.

Generally this cannot be done with matters which have come direct to Council via the public forum. So the fact that the Council may not immediately agree to the representations and seek a report instead should not be taken to indicate disagreement or disinterest.

Where the subject matter concerns an on-going complaint which has been the subject of previous investigation by Council staff and/or external bodies such as the NSW Ombudsman, the General Manager in consultation with the Mayor will decide on whether or not the person will be allowed to speak in the public forum.

Speakers should address issues and refrain from making personal attacks or derogatory remarks. You must treat others with respect at all times.”

Meeting Agenda

These are available Council's website: www.nambucca.nsw.gov.au



**NAMBUCCA SHIRE COUNCIL
ORDINARY COUNCIL MEETING - 31 JANUARY 2019**

INSPECTION:

3.30 PM Depart Council - Hyland Park Subdivision

Acknowledgement of Country *(Mayor)*

I would like to acknowledge the Gumbaynggirr people who are the Traditional Custodians of this Land. I would also like to pay respect to the elders both past and present and extend that respect to any Aboriginal People present.

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12 GENERAL MANAGER'S SUMMARY OF ITEMS TO BE DISCUSSED IN CLOSED MEETING

12.1 Period Contract for the Supply of Pressure Sewerage Systems and Associated Equipment - Confidential Report

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

12.2 T032/2018 Construction of Planter Boxes and Planting of Trees in Macksville Town Centre

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

a Questions raised by Councillors at 8 above

- i MOTION TO CLOSE THE MEETING
- ii PUBLIC VERBAL REPRESENTATIONS REGARDING PROPOSAL TO CLOSE
- iii CONSIDERATION OF PUBLIC REPRESENTATIONS
- iv DEAL WITH MOTION TO CLOSE THE MEETING

13 MEETING CLOSED TO THE PUBLIC

14 REVERT TO OPEN MEETING FOR DECISIONS IN RELATION TO ITEMS DISCUSSED IN CLOSED MEETING.

NAMBUCCA SHIRE COUNCIL



DISCLOSURE OF INTEREST AT MEETINGS

Name of Meeting: _____

Meeting Date: _____

Item/Report Number: _____

Item/Report Title: _____

I _____ declare the following interest:
(name)

Pecuniary – must leave chamber, take no part in discussion and voting.

Non Pecuniary – Significant Conflict – Recommended that Councillor/Member leaves chamber, takes no part in discussion or voting.

Non-Pecuniary – Less Significant Conflict – Councillor/Member may choose to remain in Chamber and participate in discussion and voting.

For the reason that _____

Signed _____ Date _____

Council's Email Address – council@nambucca.nsw.gov.au

Council's Facsimile Number – (02) 6568 2201

(Instructions and definitions are provided on the next page).

Definitions

(Local Government Act and Code of Conduct)

Pecuniary – An interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

(Local Government Act, 1993 section 442 and 443)

A Councillor or other member of a Council Committee who is present at a meeting and has a pecuniary interest in any matter which is being considered must disclose the nature of that interest to the meeting as soon as practicable.

The Council or other member must not take part in the consideration or discussion on the matter and must not vote on any question relating to that matter. *(Section 451)*.

Non-pecuniary – A private or personal interest the council official has that does not amount to a pecuniary interest as defined in the Act (for example; a friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature).

If you have declared a non-pecuniary conflict of interest you have a broad range of options for managing the conflict. The option you choose will depend on an assessment of the circumstances of the matter, the nature of your interest and the significance of the issue being dealt with. You must deal with a non-pecuniary conflict of interest in at least one of these ways.

- It may be appropriate that no action is taken where the potential for conflict is minimal. However, council officials should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (for example, participate in discussion but not in decision making or visa-versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (for example, relinquishing or divesting the personal interest that creates the conflict or reallocating the conflicting duties to another officer).
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in section 451(2) of the Act apply (particularly if you have a significant non-pecuniary conflict of interest).

NAMBUCCA SHIRE COUNCIL

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

The following document is the minutes of the Ordinary Council meeting held **17 JANUARY 2019**. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on Thursday 31 January 2019 and therefore subject to change. Please refer to the minutes of 31 January 2019 for confirmation.

PRESENT

Cr Rhonda Hoban (Mayor)
Cr Martin Ballangarry OAM
Cr Susan Jenvey
Cr Janine Reed
Cr John Wilson (Deputy Mayor)

Cr John Ainsworth
Cr Brian Finlayson
Cr David Jones
Cr Anne Smyth

ALSO PRESENT

Michael Coulter (General Manager)
Paul Gallagher (AGM Engineering Services)

Robert Hunt (AGM Corporate Services)
Lorraine Hemsworth (Minute Secretary)

PRAYER

Pastor Dave Bosshard from the Nambucca Valley Christian Community Church offered a prayer on behalf of the Nambucca Minister's Association.

CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

SUBJECT: CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING 13 DECEMBER 2018

1/19 **RESOLVED:** (Wilson/Smyth)

That the minutes of the Ordinary Council Meeting of 13 December 2018 be confirmed.

DELEGATIONS

RECOMMENDATION

That the following delegations be heard:

Mr Noel Spalding - ITEM 12.1 Macksville Industrial Estate - Channel Remediation Works from the Closed Agenda

Mr Spalding addressed Council making the following comments:

- Problem with massive flooding at the bottom of Yarrowonga Street
- Brought this issue up with Council approximately 5 years ago and again 3 years ago with Cr Ainsworth
- Still no resolution
- Piping at Gumma Close is atrocious
- Flooding is getting worse and flooding buildings
- 1 year ago – meeting on site and still no solution
- It was understood that Council would come up with a solution
- Seeking a resolution to the problem of flooding
- Now this flooding issue is a safety issue as people cannot access this area
- Very concerned over the whole issue of flooding

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ASKING OF QUESTIONS WITH NOTICE

There were no questions with notice.

QUESTIONS FOR CLOSED MEETING WHERE DUE NOTICE HAS BEEN RECEIVED

There were no questions for Closed Meeting where due notice has been received.

GENERAL MANAGER REPORT

ITEM 9.1 SF959 170119 Outstanding Actions and Reports

2/19 **RESOLVED:** (Ainsworth/Finlayson)

That the list of outstanding actions and reports be noted and received for information by Council.

ITEM 9.2 SF578 170119 Valuer General - New Land Values as of 1 July 2018

3/19 **RESOLVED:** (Wilson/Reed)

That the information concerning changes in land values for the 12 months ending 30 June 2018 be received.

ITEM 9.3 SF2217 170119 Enterprise Risk Management Plan and Risk Control Action Plan

4/19 **RESOLVED:** (Ainsworth/Wilson)

That the Draft Enterprise Risk Management Plan and Draft Risk Control Action Plan be adopted.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ITEM 9.4 SF1031 170119 Review of Policy - Library Management - Fines and Fee Waiving Policy

5/19 **RESOLVED:** (Ainsworth/Smyth)

That the Library Management Fines and Fee Waiving Policy be adopted.

ITEM 9.5 SF1031 170119 Review of Policy - Library Management - Collection Development Procedure

6/19 **RESOLVED:** (Jones/Reed)

That the Library Management Collection Development Procedure be adopted.

ITEM 9.6 SF1031 170119 Review of Policy - Library Management - Children and Young Adults

7/19 **RESOLVED:** (Reed/Ainsworth)

That the Library Management Children and Young Adults Policy be adopted.

ITEM 9.7 SF1031 170119 Review of Policy - Library Management - Loans Policy

8/19 **RESOLVED:** (Wilson/Ballangarry)

That the Library Management Loans Policy be adopted.

ITEM 9.8 SF1031 170119 Review of Policy - Library Management - Internet Policy

9/19 **RESOLVED:** (Jenvey/Ballangarry)

That the Library Management Internet Policy be adopted.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ITEM 9.9 SF1031 170119 Review of Policy - Climate Change Policy

MOTION: (Jenvey/Ballangarry)

That the Climate Change Policy be adopted.

AMENDMENT: (Jones/Smyth)

That the report on the Review of Policy - Climate Change Policy be deferred.

The amendment was lost and reverted back to the Motion.

10/19 **RESOLVED:** (Jenvey/Ballangarry)

That the Climate Change Policy be adopted.

ITEM 9.10 SF2537 170119 Undetermined Development Applications either greater than 12 months or where submissions received to 9 January 2019

11/19 **RESOLVED:** (Reed/Wilson)

That the information contained in the report on undetermined Development Applications either greater than 12 months or where submissions received to 9 January 2019 be noted by Council.

ITEM 9.11 SF2259 170119 Participation in Sustainability Programs with the Office of Environment and Heritage

12/19 **RESOLVED:** (Ainsworth/Wilson)

- 1 That Council continue its participation in the Sustainability Advantage program for the current financial year.
 - 2 That Council participate in the Sustainable Councils and Communities Program, with the General Manager or his delegate to sign the attached Memorandum of Understanding between the NSW Office of Environment and Heritage and Nambucca Shire Council.
 - 3 That at the end of the current financial year that Council review the outcomes of program membership to determine future participation.
-

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ITEM 9.12 SF256 170119 Councillor Induction and Professional Development

13/19 **RESOLVED:** (Ainsworth/Wilson)

That:

- a) **The Report be received and noted.**
- b) **Councillors advise the General Manager of their training requirements to be scheduled over the remaining Council term.**
- c) **The attached Draft Councillor Induction and Professional Development Policy No G 13 be adopted.**

ITEM 9.13 SF2423 170119 2018 December - Approved Construction and Complying
Development Certificates

14/19 **RESOLVED:** (Smyth/Reed)

That the Construction and Complying Development Certificates approved for December 2018 be noted and received for information by Council.

ITEM 9.14 SF2423 170119 2018 December - Development Applications and Complying
Development Applications Received

15/19 **RESOLVED:** (Ainsworth/Reed)

That the Development Applications and Complying Development Applications received in December 2018 be received for information.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ASSISTANT GENERAL MANAGER CORPORATE SERVICES REPORT

ITEM 10.1 SF1031 170119 Revised Code of Meeting Practice

MOTION: (Ainsworth/Ballangarry)

That:

- a) Council accept the attached Draft Code of Meeting Practice subject to the changes suggested in the body of the Report and any others made by Council.
- b) Council advertise the Draft Code of Meeting Practice for 28 days and allow 42 days for public comment from the date of the advertisement.
- c) A further report be submitted to Council to consider any submissions received and to formally adopt the Code of Meeting Practice.
- d) That Council made a submission to the Office of Local Government that it not be required to undertake web casting of council meetings when those meetings are held in halls instead of the Council Chambers.

AMENDMENT: (Hoban/Finlayson)

- 1 That consideration of this item be deferred to a workshop and that Councillors submit to the General Manager a written list of dot points of those items they would like clarified, included, deleted or modified within fourteen days for discussion at the workshop.
- 2 That the report to the workshop also address the options to meet the webcasting requirements including indicative costings.
- 3 That Council make a submission to the Office of Local Government that it not be required to undertake web casting of council meetings when those meetings are held in halls instead of the Council Chambers.

The amendment was carried and became the motion.

16/19 **RESOLVED:** (Hoban/Finlayson)

- 1 That consideration of this item be deferred to a workshop and that Councillors submit to the General Manager a written list of dot points of those items they would like clarified, included, deleted or modified within fourteen days for discussion at the workshop.**
 - 2 That the report also address the options to meet the webcasting requirements including indicative costings.**
 - 3 That Council make a submission to the Office of Local Government that it not be required to undertake web casting of council meetings when those meetings are held in halls instead of the Council Chambers.**
-

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ITEM 10.2 SF2493 170119 Investment Report

17/19 **RESOLVED:** (Ainsworth/Wilson)

That the Accountant's Report on Investments placed to 31 December 2018 be noted.

ITEM 10.3 SF337 170119 Taylors Arm Sports Reserve Committee of Management - Annual General Meeting - 14 August 2018

18/19 **RESOLVED:** (Reed/Ainsworth)

That Council endorse the minutes of the Taylors Arm Sports Reserve Committee of Management Annual General Meeting held on 14 August 2018 and thank the outgoing Committee for their work in the past twelve months.

ITEM 10.4 SF251 170119 Schedule of Council Public Meetings 2019

19/19 **RESOLVED:** (Wilson/Reed)

That the schedule of dates for January to June 2019 be noted.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.1 SF2154 170119 Integrated Water Cycle Management Strategy for Public Exhibition

20/19 **RESOLVED:** (Finlayson/Ainsworth)

- 1 That Council endorse the draft IWCM Strategy Report for public exhibition for the required 28 day period.**
 - 2 That all comments received during the exhibition period be recorded and forwarded to NSW Public Works for comment and assessment for inclusion in the final report as deemed appropriate.**
 - 3 That Council staff inform those developers who are known to be utilising development consents pre February 2012 that Council is in the process of formulating new developer charges for water and sewerage headworks and intends to put all developers on the same charge by eliminating the financial benefit which has been provided to those with pre February 2012 development consents. Accordingly those developers have until 30 June 2019 to complete developments at the pre February 2012 "grandfathered" contribution rates. Further there be a notice in the Nambucca Guardian News to this effect.**
-

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

ITEM 11.2 SF444 170119 Roadside Maintenance Operations

21/19 **RESOLVED:** (Wilson/Ainsworth)

That the report on the Roadside Maintenance Operations be deferred until the next meeting so that it can be considered in conjunction with the Policy on Roadside Vegetation.

ITEM 11.3 SF2426 170119 Noise complaint Basketball Court Scotts Head

22/19 **RESOLVED:** (Finlayson/Ainsworth)

- 1 That suitable signage be placed adjacent to the basketball court advising that hours of operation are 8.00 am to 7.00 pm daylight hours only.**
 - 2 New backing boards be bought and installed with sound dampeners.**
-

ITEM 11.4 SF1696 170119 Tender T311819NAM for the Supply and Delivery of Electricity to Small Mass Market Sites

23/19 **RESOLVED:** (Ainsworth/Finlayson)

- 1 That Council award the Tender T311819NAM to supply retail energy to Council's small non-contestable sites for a period of 24 months to Next Business commencing on 1 February 2019.**
- 2 That Council endorse the tender evaluation as provided in the confidential report to supply retail energy to Council's small non-contestable sites for a period of 24 months.**
- 3 That Council update the Contract Register (TRIM: 31325/2016).**

Upon being put to the meeting, the motion was declared carried.

For the Motion:	Councillors Ainsworth, Ballangarry, Finlayson, Hoban, Jenvey, Jones, Reed, Smyth and Wilson Total (9)
Against the Motion:	Nil Total (0)

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

COUNCIL IN CLOSED MEETING (CLOSED TO THE PUBLIC)

24/19 **RESOLVED:** (Ainsworth/Jones)

- 1 That Council consider any written representations from the public as to why the Meeting should not be Closed to the public.
- 2 That Council move into Closed Meeting to discuss the matters for the reason(s) listed below.

Reason reports are in Closed Meeting:

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

For Confidential Business Paper in Closed Meeting

ITEM 12.1 LF6515 170119 Macksville Industrial Estate - Channel Remediation Works

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

For Confidential Business Paper in Closed Meeting

ITEM 12.2 SF1696 170119 Confidential Report - Tender T311819NAM for the Supply and Delivery of Electricity to Small Mass Market Sites

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

For Confidential Business Paper in Closed Meeting

ITEM 12.3 SF2432 170119 Incidents Pertaining to Regulatory Non-Compliance, Fines, Penalties, Prosecutions, Potential Major Claims or Loss of Reputation

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

CLOSED MEETING

The Ordinary Council Meeting's Meeting **IN CLOSED MEETING** commenced at 7.04 pm.

RESUME IN OPEN MEETING

25/19 **RESOLVED:** (Ainsworth/Wilson)

That Ordinary Council Meeting resume in Open Meeting. The Ordinary Council Meeting resumed **IN OPEN MEETING** at 7.39 pm.

FROM COUNCIL IN CLOSED MEETING

The Mayor then read the Confidential resolutions.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

For Confidential Business Paper in Closed Meeting

ITEM 12.1 LF6515 170119 Macksville Industrial Estate - Channel Remediation Works

26/19 **RESOLVED:** (Finlayson/Ainsworth)

- 1 Council engage a geotechnical/structural engineering firm to design costed option/s for a permanent solution to stabilise the bank adjacent to the train line and to increase the capacity of the drainage channel.
- 2 Following preliminary investigations and identification of potential options by the geotechnical/structural engineering firm Council convene a meeting with affected property owners and the engineering firm to seek feedback prior to the finalisation of the preferred costed option/s.
- 3 There be a further report to Council on the preferred costed option/s and opportunities which might be available for funding the work.

For Confidential Business Paper in Closed Meeting

ITEM 12.2 SF1696 170119 Confidential Report - Tender T311819NAM for the Supply and Delivery of Electricity to Small Mass Market Sites

27/19 **RESOLVED:** (Ainsworth/Reed)

That Council note the Evaluation Report for Tender T311819NAM for the Supply and Delivery of Electricity to Small Mass Market Sites.

Upon being put to the meeting, the motion was declared carried.

For the Motion: Councillors Ainsworth, Ballangarry, Finlayson, Hoban, Jenvey, Jones, Reed, Smyth and Wilson
Total (9)

Against the Motion: Nil
Total (0)

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 17 JANUARY 2019

For Confidential Business Paper in Closed Meeting

ITEM 12.3 SF2432 170119 Incidents Pertaining to Regulatory Non-Compliance, Fines, Penalties, Prosecutions, Potential Major Claims or Loss of Reputation

28/19 **RESOLVED:** (Reed/Ainsworth)

That the information concerning incidents pertaining to regulatory non-compliance, fines, penalties, prosecutions, potential major claims or loss of reputation be received.

CLOSURE

There being no further business the Mayor then closed the meeting the time being 7.40 pm.

Confirmed and signed by the Mayor on 31 January 2019.

**Cr Rhonda Hoban
MAYOR
(CHAIRPERSON)**

GENERAL MANAGER**ITEM 9.1 SF959 310119 OUTSTANDING ACTIONS AND REPORTS****AUTHOR/ENQUIRIES:** Michael Coulter, General Manager

The following table is a report on all outstanding resolutions and questions from Councillors (except development consents, development control plans & local environmental plans). Matters which are simply noted or received, together with resolutions adopting rates, fees and charges are not listed as outstanding actions. Where matters have been actioned they are indicated with ~~strike through~~ and then removed from the report to the following meeting. Please note that the status comments have been made one week before the Council meeting.

RECOMMENDATION:

That the list of outstanding actions and reports be noted and received for information by Council.

	FILE NO	COUNCIL MEETING	SUMMARY OF MATTER	ACTION BY	STATUS
OCTOBER 2015					
1	SF1855	26/11/15	That Council receive a report regarding any options for traffic lights at River Street and Cooper Street following the completion of the Macksville by-pass.	GM	<p>Report late 2017 4/12/17 – awaiting effect of highway closure.</p> <p>10/1/18 – Will be reported to Council in February.</p> <p>31/1/18 – Pending negotiations with the RMS on the highway handover.</p> <p>4/4/18 – Comments provided to RMS on a review of traffic light phasing and also permitting left turns on red.</p> <p>19/8/18 – GM to contact John Alexander from RMS in relation to the delay.</p> <p>20/9/18 – A workshop is to be organised with Council and the RMS to determine an acceptable option.</p>
JANUARY 2017					
2	SF2208	12/1/17	Council engage a qualified person to undertake an assessment of flora and fauna on Lot 701 Boronia Street, Nambucca Heads to determine impact of required APZ's.	GM	<p>Report May 2017 15/5/17 – Ecologist has been engaged and a report has been prepared. It will be included/ considered in the housekeeping amendment going to the next council meeting.</p> <p>01/6/17 – Housekeeping amendment planned to be finalised by end of 2017.</p> <p>11/1/18 – Flora and Fauna report completed. Item removed from subject planning proposal to prevent delay in finalisation of housekeeping amendments. It will be included in upcoming planning proposal to be presented to Council in 2018.</p> <p>5/11/18 – to be included in the same report as Item 5 with a report to Council's meeting in December 2018 or January 2019.</p> <p>23/1/19 – Report to 14 February 2019</p>

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

MAY 2017					
3	SF1541	25/05/17	That the review of the local environmental plan include consideration and a subsequent report on the creation of more residential land near Macksville and more industrial land (including land for bulky goods) near Macksville.	GM	<p>31/5/17 – Report in October 2017</p> <p>18/10/17 - Deferred to December due to workload.</p> <p>06/12/17 - Deferred to 2018 due to workload.</p> <p>5/11/18 – to be included in the same report as Item 5 with a report to Council's meeting in December 2018 or January 2019.</p> <p>23/1/19 – Report to 14 February 2019</p>
JANUARY 2018					
4	SF979	18/1/18	(Great Koala National Park) That if and when further information relating to the KPMG report, State Labor Policy or a transition package come forward, they be reported to Council.	GM	<p>Awaiting further information.</p> <p>18/7/18 – The matter was considered by the Valla Beach Community Association at their meeting on 16 July 2018 it was resolved to advise Council that the VBCA supports the GKNP in principle, and that the VBCA make available to Council further information re the practicalities involved, when to hand, from the National Parks Association of NSW, who originally proposed the GKNP.</p> <p>5/9/18 – there is a report to Council's meeting on 13/9/18 in relation to a Government announcement on additional conservation areas.</p> <p>17/10/18 – Media release in relation to Jobs in the Timber Industry was circulated to Councillors from the Member of Oxley.</p> <p>22/10/18 – met with and wrote to Opposition spokesperson, the Hon. Peter Primrose in relation to transitional arrangements for local workers and businesses.</p> <p>2/12/18 – for Cirs who are interested I am proposing to arrange a drive through of our wilderness areas with Bellingen Cirs – the Horseshoe Road from Bellingen to Argents Hill via Mt Killiekrankie – prior to the State election in March.</p>
APRIL 2018					
5	PRF45	12/4/18	That Council investigate the possibility of overnight stays on the downstream of the Macksville Bridge (northern side) and at western end of Crosswinds Wetland Nature Reserve.	GM	<p>18/04/18 – Report being prepared for September 2018 meeting.</p> <p>19/8/18 – Report to October meeting.</p> <p>15/10/18 – inspection undertaken – best opportunity is at entrance to Crosswinds Wetland Reserve but there are no amenities. Other opportunities in and around Macksville CBD being investigated. Report in November.</p> <p>18/11/18 – report deferred to December.</p> <p>2/12/18 – report deferred to January 2019</p>

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

MAY 2018					
6	SF2459	17/5/18	Outcome of negotiations re raising dwellings at 8 & 14 High Street, Bowraville or otherwise getting agreement be reported back to Council as soon as possible.	AGMES	<p>23/5/18 - Report to Council in September 2018.</p> <p>19/8/18 - Staff has met on site with residents of No 14 High Street No 32 High Street. Discussions with the owners of both dwellings has confirmed the results of GHD's modelling. The residents indicated the historical height of previous flood waters and for this reason, it was concluded that these dwellings did not require lifting. A formal letter has been sent to the property owners advising that there is no further action being taken by Council.</p> <p>The owner of No 8 High Street Bowraville has been contacted, and will be meeting with Council Staff on site in early October as they are presently away from the Shire. A further report will be provided to Council.</p> <p>19/11/18 - Letter of Offer made to the owner at No. 8 High Street and a report will be presented to Council once a response has been received.</p> <p>2/12/18 - Advice received that owner of 8 High Street has accepted offer.</p>
AUGUST 2018					
7	SF2433	16/08/18	Council review the appointment of an Acting GM in six months.	GM	Report in February 2019
8	SF761	16/08/18	That the lease to Optus mobile in Palmer St be deferred until the GM comes back with more information regarding options to improve the wireless service in Nambucca Heads.	GM	<p>Report in September 2018</p> <p>5/9/18 - GM has contacted Optus who are to come up with a proposal for slimline antennas to address Nambucca Heads black spots including the Plaza and Swimming Creek.</p> <p>19/8/18 - GM to follow-up with Optus</p> <p>3/10/18 - Optus have advised that they are developing a proposal for consideration by Council.</p> <p>17/10/18 - Optus have advised that the RF Technicians are developing a proposal including seeking Black Spot funding.</p> <p>7/11/18 - Optus are pushing for the new lease with reduced rental for Nambucca Heads.</p> <p>18/11/18 - Optus advise new tower at Scotts Head won't be operational before late 2019 or early 2020. Optus advised that this is below expectation and they have the option of relocating their mobile phone transmission at Nambucca Heads to another property.</p>

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

9	SF2433	30/08/18	Council receive a brief report on the use of Otta seals on low traffic volume roads. Also Council keep a watch on success or otherwise of the Bellingen trial.	AGMES	5/9/18 – Report in October 2018. 15/10/2018 – Fulton Hogan will be on site 24/25 October with their Scientist from NZ to inspect a number of nominated sites and report will be presented to Council November/December following the site visits. 21/11/18 – Report to December Business Paper 5/12/18 – Deferred to January 2019
SEPTEMBER 2018					
10	SF2433	13/09/18	Council apply to the GNB to officially name “Johns Cutting” on Missabotti Road and that the Missabotti Community Centre CoM be advised of the action.	AGMCS	8/1/19 - GIS officer has commenced application process. CoM advised of the action. Still in progress as at 22/1/19.
11	SF2329	13/09/18	Council staff report on options to improve and/or relocate the River Street, Macksville amenities and also options to improve the standard of the amenities in Fletcher Street, Nambucca Heads.	AGMES	Report in November 2018. 21/11/18 - Reported to Council 15 November with a view of rationalising public amenities in the Shire. Consultation to be undertaken with Chambers of Commerce and the general public. Report in February 2019.
12	SF1120	13/09/18	Report on the funding of the proposed playing fields and amenities for South Macksville and include consideration of the use of S94 funds.	GM	Report in November 2018. 3/10/18 – Advice has been sought from the developer on the development of the park via a works in kind agreement in lieu of S94 contributions. 23/01/19 – GM has spoken to Barry Kerr and a meeting is to be organised to discuss the dedication and the development of the lands within 2 weeks.
OCTOBER 2018					
13	SF2327	25/10/18	There be a report to Council in 12 months' time on the progress of implementing the NSC Library Strategic Plan.	GM	Report October 2019
NOVEMBER 2018					
14	Sf794	15/11/18	Council obtain a valuation of Lot 1 DP 732604 & Lot 5 DP 749153 Giinagay Way (the Lower Nambucca land) for consideration by Council preparatory to the lots being listed for sale with a real estate agent. Further any possible contamination be disclosed to the valuer and any potential purchaser.	GM	Report in January 2019 23/01/19 – Valuer has been instructed to provide an evaluation.
15	SF2395	15/11/18	Shortfall in budget for the upgrade of the Nambucca Community and Arts Centre be considered in the September quarter budget review.	AGMCS	Report on 29 November 2018. Matter not discussed at the September QBR and to be considered with the December QBR.

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

16	SF2526	15/11/18	At the conclusion of public consultation to change the name of the Council to "Nambucca Valley Council" that the matter be reported back to Council.	AGMCS	Consultation process to be included in triennial community survey in 2019 to save money.
17	T32/2018	15/11/18	That the construction of planter boxes and planting of trees in the Macksville CBD be deferred to seek the views of the Chamber of Commerce and Business Advisory Committee as to the cost benefit and consult with King & Campbell regarding variations to reduce the cost.	GM	Report in January or February 2019.
18	SF699	15/11/18	Council commence community consultation on the amenities identified in the discussion section with the aim to rationalise the number of public amenities across the Shire, with a further report to come back to Council following the end of the consultation process.	AGMES	19/11/18 – Report to February 2019 following public consultation.
19	SF2433	29/11/18	Council consult emergency services, residents, & businesses most likely to regularly use Fischers Bridge to determine usage patterns & service level. Council receive a report on the outcome of the consultation and options to address the bridge's poor condition.	GM	GM will arrange consultation and a joint report with the AGMES in March 2019. 19/1/19 – grant funding applications being lodged for replacement of Fischers Bridge 23/01/19 – Feedback has been received from residents seeking the replacement of the bridge.
20	SF729	29/11/18	Staff report to Council once the public exhibition of the amended fees is concluded to determine if Council will proceed with endorsing the amendments (tree permit fee of \$140 or \$400 & surrender companion animal fee of \$130).	GM	Report in February 2019
21	T021/18	29/11/18	Council consider the additional cost for the provision of surf life saving services in the Easter and September school holidays as part of the 19/20 draft budget.	AGMES	Report in March 2019.
22	SF1031	29/11/18	That a further report be provided to Council after closure of the public exhibition (for the draft remote signage policy).	AGMES	Report in March 2019
23	SF1031	29/11/18	That a further report be provided to Council following closure of the public exhibition (for the draft Biosecurity Policy)	AGMES	Report in March 2019

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

24	SF2329	29/11/18	Post exhibition report on amended Urban and Rural Road Naming Policy.	AGMES	Report in March 2019
25	SF1031	29/11/18	Post exhibition report on the amended Pesticide Use Notification Plan	AGMES	Report in March 2019
DECEMBER 2018					
26	SF641	13/12/18	Council canvas views on naming of the Valla Growth Area in the next customer satisfaction survey.	AGMCS	Report by June 2019
27	SF317	13/12/18	The Draft Plan of Management for the Macksville Sports Complex be advertised for 28 days for public comment & Council advertise for additional community reps to join the S355 CoM.	AGMCS	Draft plan and committee members advertised for week commencing 14 th January 2019 Report for March 2019
28	SF1031	13/12/18	Council place the amended Memorials on Council Controlled Land Policy on public exhibition through to mid-February 2019 and further report at the end of the exhibition.	AGMES	Report March 2019
29	SF1031	13/12/18	That a further report be provided to Council (draft Footpath and Cycleway Policy) after the closure of the public exhibition period.	AGMES	Report March 2019
JANUARY 2019					
30	SF2259	17/1/19	At the end of the current financial year Council review the outcomes of program membership (OEH Sustainability Programs) to determine future participation	GM	Report July 2019
31	SF1031	17/1/19	Consideration of a revised Code of Meeting Practice be deferred to a workshop and Councillors submit a list of discussion points to GM within 14 days for discussion at workshop. Report to address options to meet the webcasting requirements including costings.	AGMCS	Date for workshop set for 3pm 14 Feb 2019
32	SF444	17/1/19	The report on Roadside Maintenance Operations be deferred until the next meeting so that it can be considered in conjunction with the Policy on Roadside Vegetation.	AGMES	Report to meeting on 31/1/19
33	LF6515	17/1/19	There be a further report to Council on the preferred costed option/s and opportunities which might be available for funding channel remediation works at the Macksville Industrial Estate (Yarrowonga Street)	AGMES	21/1/19 – requires preparation of costed design options and feedback from stakeholders first. Estimate report in August 2019.

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

ATTACHMENTS:

There are no attachments for this report.

GENERAL MANAGER'S REPORT

**ITEM 9.2 SF2524 310119 LEASE OF CROWN RESERVE NO. 85113 TO NAMBUCCA
 HEADS RSL CLUB**

AUTHOR/ENQUIRIES: Michael Coulter, General Manager

SUMMARY:

A summary is not required.

RECOMMENDATION:

- 1 That Council enter into the lease of Part of Crown Reserve 85113 to the Nambucca Heads RSL and Ex-Servicemen's Club Limited for a term of 21 years and generally in accordance with the attached lease document.**
- 2 That Council's seal be attached to the lease documents as required.**

OPTIONS:

The Council has options in relation to the rent and term of the lease.

One difficulty is that until the head lease is entered into the RSL is unable to offer the sub-lease for the Boat Shed and the Café lease has less than 3 years to run.

DISCUSSION:

The majority of the Nambucca Heads RSL car park together with the Beachcomber Café and Boat Shed which is sub-let by the Nambucca Heads RSL Club is located on part of Crown Reserve No. 85113 for Public Recreation notified 20 November 1964.

The "head lease" to the Nambucca Heads RSL Club is due to expire on 7 November 2021 but one of the sub-leases from the RSL Club to the operators of the Boat Shed has already expired and the Café sub-lease expires in 2021. The RSL Club proposes to enter into a 5 x 5 year sub-leases for the café and boat shed with requires a new head lease to cover this period.

Hence it is proposed to proceed with a new head lease for the RSL Club for a 21 year term.

There are transitional arrangements in place which allow Council to renew leases pending the preparation of plans of management for all Crown reserves. These transitional arrangements end on 1 July 2021.

The proposed lease is for a 21 year term commencing on 8 November 2018 with annual rent of \$44,006.99. The proposed rent has been carried over from the current lease and will be subject to CPI increases and periodic review.

A copy of the proposed lease is **attached**. It requires a correction to the termination date.

CONSULTATION:

There has been consultation with Council's Manager Business Development.

ITEM 9.2 LEASE OF CROWN RESERVE NO. 85113 TO NAMBUCCA HEADS RSL CLUB

SUSTAINABILITY ASSESSMENT:

Environment

There are no environmental implications.

Social

There are no social implications.

Economic

There are no significant economic implications.

Risk

There are no significant risks.

FINANCIAL IMPLICATIONS:


Direct and indirect impact on current and future budgets

The lease will provide continuing funding for the Council.

Working funds – justification for urgency and cumulative impact

Service level changes and resourcing/staff implications

ATTACHMENTS:

1  46193/2018 - NSC to Nambucca Heads RSL - Part Crown Reserve 85113

GENERAL MANAGER'S REPORT

ITEM 9.3 PRF45 310119 OVERNIGHT CAMPING OPPORTUNITIES NEAR MACKSVILLE BRIDGE AND AT THE CROSSWINDS WETLAND NATURE RESERVE FOR SELF-CONTAINED MOTOR HOMES AND CARAVANS

AUTHOR/ENQUIRIES: Michael Coulter, General Manager

SUMMARY:

The report assesses the opportunities for overnight camping in and around Macksville at five (5) locations being Giinagay Way (the Old Highway Reservation) on the northern side of the Macksville bridge; the Crosswinds Nature Reserve; No. 2 Princess Street, Macksville; the western end of River Street, Macksville and also opposite the Council Chambers.

In investigating these potential sites consideration has also been given to using cashless parking meters in high amenity locations as a means of generating revenue to establish overnight camping opportunities or for funding tourism generally.

RECOMMENDATION:

- 1 That Council note the information concerning opportunities for overnight camping by self-contained motor homes and caravans in and around Macksville.**
- 2 That there be a further report to Council on the use of cashless parking meters in high amenity locations for overnight camping by self-contained motor homes and caravans.**

OPTIONS:

The Council may elect to bid at the auction for 2 Princess Street, Macksville as a means of establishing additional overnight camping locations for self-contained motor homes and caravans. If Council wishes to discuss a potential bid for 2 Princess Street, Macksville it should go into closed meeting.

The Council may elect to proceed with a paid parking arrangement via a cashless parking meter for the existing overnight camping sites at Ferry Street as a trial to ascertain market acceptance or otherwise.

If there was market acceptance at Ferry Street then consideration could be given to installing meters at other high amenity locations such as the V-Wall car park in Nambucca Heads.

DISCUSSION:

At Council's meeting on 12 April 2018 it was resolved that there be an investigation of the possibility of allowing overnight stays on the downstream side of the Macksville Bridge (northern side of river) and also at the western end of the Crosswinds Wetland Nature Reserve.

Larger motorhomes and car/caravan combinations require parking bays of 12.5m x 3.5m on hardstand or preferably asphalt. As per Council's experience with "free camping" in Ferry Street, for amenity reasons it is also desirable that public toilets, a dump point and waste receptacles be within close proximity to the "free camping" area.

A number of potential overnight camping opportunities in Macksville have been investigated, including opportunities near the Macksville Bridge and the Crosswinds Wetland Nature Reserve. The following is an assessment of these potential sites.

Giinagay Way (RMS Highway Reservation) – Northern Side of the Macksville Bridge

This land which has an area of 2,700m² is within the road reservation for the former Pacific Highway. The land is still formally controlled by Roads and Maritime Services. A plan showing the land is **attached**.

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It has desirable attributes for overnight camping being reasonably close to the amenities in Ferry Street, the river and also within walking distance of the town. The site is generally free of flood water up until a 1 in 20 year event.

Access to the site could be provided from Bellevue Drive.

As a stopping point it's unlikely to be as popular as Ferry Street which has a more expansive river frontage.

From a practical viewpoint the Council is not in a position to actively consider this opportunity until the land is transferred to Council's control.

Crosswinds Nature Reserve

There is land on the road frontage of the Nature Reserve as shown on the **attached** map. It is physically suited for motorhome and caravan parking and some of the area beside the footway entrance to the Nature Reserve already has been provided with an unsealed hard stand.

As a stopping point it will be less preferred than Ferry Street or the Northern Side of the Macksville Bridge for the reasons that it's further from town and there are no amenities within easy walk. The river foreshore is nearby but the site itself has little outlook over the river. There are better opportunities identified within this report.

No. 2 Princess Street, Macksville

The land which is shown on the **attached** plan is being auctioned at 11am on Saturday 2 February 2019 by Michael Ettelson Property Sales. The land is zoned B3 Commercial Core consistent with its location in the Macksville CBD. It is largely free from flooding in a 1 in 20 year event but like much of the Macksville CBD will be affected by flooding in less frequent events.

The land has an area of 607m² and adjoins the river street foreshore and the CBD.

Council's Manager Technical Services has prepared the **attached** concept plan which shows the potential for 6 large caravan/motorhome spaces on the land with the relocation of the Princess Street toilet block or if the toilet block is retained in its current location then the site would accommodate 8 large caravans/motorhomes. The reason for considering the relocation of the Princess Street toilet block would be to open up the view line down Princess Street and reduce foreshore "clutter".

The site would be a great location as a stop-over for large self-contained motor homes and caravans. It has a northern aspect over the river and is located in the heart of town with adjoining toilets and waste receptacles. The additional tourists would also bring vitality to River Street.

Of course the opportunity would require the acquisition of the property, the demolition of the existing dwelling and the provision of a pavement across the land. From Council's perspective it will be anything but "free" camping.

In terms of financing the concept plan one opportunity might be to introduce paid parking via electronic cashless parking meters at say \$10 to \$20 per 24 hours for premium sites such as 2 Princess Street, Ferry Street and possibly other "in town" locations identified in this report.

If there were on average ten (10) of these spaces used daily at \$10 per day then an income of \$35,000 per annum would finance funding of approximately \$700,000 at current T Corp interest rates of less than 5%. This should be regarded as a maximum "best case" outcome given the risk of a reduced take-up and also the repayment of the principal not to mention the costs associated with parking meters. A more realistic outcome might be to halve the projected revenue to say \$18,000 per annum to finance a loan of \$360,000.

ITEM 9.3 OVERNIGHT CAMPING OPPORTUNITIES NEAR MACKSVILLE BRIDGE AND AT THE CROSSWINDS WETLAND NATURE RESERVE FOR SELF-CONTAINED MOTOR HOMES AND CARAVANS

It is suggested that the conditions of use of such spaces be as per those previously considered by Council when it reviewed the motor home and caravan use of the Ferry Street boat ramp carpark, ie:

- Vehicles can only park in the allocated spaces for a maximum of 24 hours
- Any vehicle be permitted to use the spaces provided they pay
- Council would have the option of allowing people to stay in the spaces for say the first 3 hours for free. This would give people the opportunity to use the spaces for power naps or otherwise to take a break to avoid driver fatigue.

If for whatever reason the site is not popular for overnight camping the Council would still benefit from the asset value of a prime foreshore location which could be used for off street parking and/or a commercial purpose.

Balanced against these favourable considerations is the loss of the existing rate income and the compliance costs associated with having parking meters. To some extent the compliance costs would be met by parking fines but the quantum is unknown.

River Street (Western End)

The opportunity to allocate four (4) existing street spaces at the western end of River Street for overnight parking was canvassed in a report to Council in April 2018. The spaces are shown on the **attached** plan.

They are nearby to 2 Princess Street, Macksville and the same locational attributes apply to this location.

Again because it is such a prime location a daily paid parking arrangement could apply.

Princess Street Opposite the Council Chambers

The opportunity for overnight camping at this location was flagged in a report to Council in April 2018. The rear to kerb spaces underneath the Cadaghi (*Corymbia torreliana*) trees opposite the Council Chambers are well located in terms of their proximity to the CBD and also have good amenity being adjacent to Dawkins Park.

CONSULTATION:

There has been consultation with Council's Assistant General Manager Corporate Services, Manager Development & Environment, Manager Technical Services and Manager Business Development.

The vendor expectation for the auction of 2 Princess Street, Macksville has been discussed with Michael Ettelson.

SUSTAINABILITY ASSESSMENT:

Environment

There are no significant implications for the environment.

Social

There are no significant social implications. Additional tourists will bring further vitality to the town centre.

Economic

The opportunities discussed in the report should benefit the Macksville CBD.

ITEM 9.3 OVERNIGHT CAMPING OPPORTUNITIES NEAR MACKSVILLE BRIDGE AND AT THE CROSSWINDS WETLAND NATURE RESERVE FOR SELF-CONTAINED MOTOR HOMES AND CARAVANS

Risk

The major risks concern the cost of providing additional opportunities for self-contained overnight camping.

These costs and risks are obviously greatest where the Council has to acquire land, such as 2 Princess Street. The use of paid parking via cashless meters could provide funding for the acquisition and development of sites for self-contained overnight camping. However there is a risk that such arrangements may not provide significant returns leaving Council with less than the budgeted revenue.

There may be negative public reaction to the use of cashless meters as a means of raising revenue. This is most likely to apply to tourists seeking “free” camping. They may boycott using the metered sites in which case Council would not receive any revenue to pay for expenses it had incurred.

There may be complaints from existing caravan parks and camping grounds that the Council is taking their business. However self-contained camping is now so widespread it can be argued that this segment of the touring market has already decided not to stay in caravan parks, at least for a proportion of their nights away.

In relation to the use of existing on-street parking as overnight camping sites there may be objections from shop keepers and the Chamber of Commerce to the loss of high turnover customer parking to overnight camping.

Whilst there are potential opportunities in acquiring and developing 2 Princess Street for overnight camping, it is considered that the significant and known costs outweigh the speculative revenue estimates and the economic benefits to Macksville.

However there is merit in further investigating the use of cashless parking meters in high amenity locations for overnight camping by self-contained motor homes and caravans.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

The report’s recommendations have no budgetary impacts.






Working funds – justification for urgency and cumulative impact

There are no implications for working funds.

Service level changes and resourcing/staff implications

The report recommends additional investigation in relation to the revenue opportunity for using cashless parking meters for overnight camping by self-contained motor homes and caravans.

ATTACHMENTS:

- 1  1310/2019 - Giinagay Way Road Reservation
- 2  1317/2019 - Crosswinds Nature Reserve Map
- 3  1327/2019 - 2 Princess Street Map
- 4  1344/2019 - 2 Princess Street concept plan for motorhomes/caravans
- 5  1346/2019 - River Street (western end)

GENERAL MANAGER'S REPORT

ITEM 9.4 SF2513 310119 FURTHER REQUEST FOR SUPPORT - MACKSVILLE MUSIC MUSTER 2019

AUTHOR/ENQUIRIES: Michael Coulter, General Manager

SUMMARY:

Council has received a further request for assistance in organising the Macksville Music Muster event which is to be held between Thursday 28 March 2018 and Sunday 31 March 2018 at the Macksville Showground. The request is for funding of \$1,755.60 to provide a dump point at the Showground plus the daily removal of waste during the event.

RECOMMENDATION:

- 1 That Council approve a Section 356 donation of \$1,755.60 to the Macksville Rotary Club to reimburse them for the cost of acquiring a dump point to be installed at the Macksville Showground as a donation from the sewer fund.**
- 2 That Council approve a waste collection pick-up at the Macksville Showground by Council staff utilising the Council's street and park waste collection truck on Thursday 28 March, Friday 29 March, Saturday 30 March, Sunday 31 March and Monday 1 April 2019 as a donation by the waste budget.**

OPTIONS:

Council does not have to provide a further donation to support the event and does not have to provide assistance with waste collection.

DISCUSSION:

The Macksville Rotary Club will be hosting the Macksville Music Muster at the Macksville Showground with concert goers arriving on Wednesday 27 March 2019 for the Music Muster which will occur over the following four (4) days concluding on Sunday 31 March 2019.

At Council's meeting on 15 November 2018 it was resolved to support the Music Muster event with a Section 356 donation of \$500.

The Council has now received a further request for assistance from the Rotary Club of Macksville addressed to the General Manager. The request is as follows:

"I refer to previous emails about possible assistance from the Council in the running of the inaugural Macksville Music Muster at the end of March.

Firstly the provision of a dump point at the Showground was approved by the NRDA at their December meeting. I have asked them to confirm this in an email but it has yet to be sent. Nonetheless John Harris has advised that a dump point that could unlock when approved events were on and otherwise would be locked was a useful amenity.

Previous discussion with you indicated that you thought the Council might purchase the dump point hardware and that Rotary would arrange the installation. If this is acceptable can I suggest that Rotary place the order for the hardware and seek reimbursement. We have already obtained a quote for the supply and delivery and can quickly action the purchase if this is ok.

The other area where Council help would be welcomed is with rubbish collection. Our plan is to issue all van sites with a large plastic garbage bag which would be placed outside their van for collection when it was full. We would then need a daily garbage pickup and ask if Council might be able to carry out this

ITEM 9.4 FURTHER REQUEST FOR SUPPORT - MACKSVILLE MUSIC MUSTER 2019

task. We expect most vans to arrive on Wednesday 27 March and depart on Sunday afternoon or Monday so pickup runs would be needed on the Thursday, Friday, Saturday, Sunday and possibly Monday.

I look forward to hearing from you on these matters.

Rod Edwards”

The Macksville Rotary Club is intending to apply the proceeds from the Macksville Music Muster to their very successful local charitable initiative being the ValleyCAT project which supports Nambucca Valley kids with developmental issues. In essence the ValleyCAT is a community access program delivered by children's health charity Royal Far West together with health care group Bupa using telecare to deliver health services to local kids, connecting them with specialist care via an interactive audio visual platform.

The cost of acquiring a dump point is \$1,755.60. Rotary will arrange the installation of the dump point by one of its members who is a licenced plumber. A dump point will not only support the Macksville Music Muster but all of the major events which are held at the Macksville Showground. It's a very worthwhile initiative which will support major events and tourism generally and given that Rotary are organising the installation it is agreed that Council should support the initiative by providing Macksville Rotary with a donation for its purchase.

The Council has a small garbage compactor which it uses for street and park litter bins and which can readily undertake the requested waste pick-ups on Thursday 28 March, Friday 29 March, Saturday 30 March, Sunday 31 March and Monday 1 April 2019. Given the event is supported by volunteers and is not only providing an economic benefit to the Nambucca valley but also supporting an important local charitable project it is agreed that Council should provide further support by agreeing to the requested waste pick-ups.

CONSULTATION:

General Manager
Grants & Contributions Officer

SUSTAINABILITY ASSESSMENT:**Environment**

There is no impact on the environment

Social

Council's support will assist the Rotary Club to hold this charity event in March 2019. It will also support events at the Macksville Showground generally.

Economic

The dump point at the Showground will support the economic benefits of events.

Risk

There is no risk to Council.

ITEM 9.4 FURTHER REQUEST FOR SUPPORT - MACKSVILLE MUSIC MUSTER 2019

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

Funds are currently available from Council's 2018/2019 donation budget. The donation budget for the current financial year is \$26,000 of which Council has already committed or spent \$14,069.10 which leaves a balance of \$11,930.90. Council still has to resolve the funding of a shortfall of \$5,038.12 in grant funded work at the Nambucca Community & Arts Centre which can still be met from the donations budget if it cannot be sourced elsewhere.

However given the nature of the requests for the dump point and garbage removal it is recommended that these requests be funded by Council's sewerage fund and waste management activities respectively. In this way there is no direct financial impost on the General Fund or the donations budget.

Source of fund and any variance to working funds

The Section 356 donation of \$1,755.60 to the Macksville Rotary Club to reimburse them for the cost of acquiring a dump point to be installed at the Macksville Showground be provided by way of a donation from sewerage working funds.

The cost of providing waste pick-ups can be met from Council's waste management budget.

Service level changes and resourcing/staff implications

There will be staff resources required to undertake the waste pick-ups at the Showground over 5 days.

ATTACHMENTS:

There are no attachments for this report.

GENERAL MANAGER'S REPORT

ITEM 9.5 SF2329 310119 MINUTES OF THE NAMBUCCA BUSINESS ADVISORY COMMITTEE MEETING HELD ON 16 JANUARY 2019

AUTHOR/ENQUIRIES: Michael Coulter, General Manager

SUMMARY:

A summary is not required.

RECOMMENDATION:

Council adopt the following recommendations from the meeting of the Nambucca Business Advisory Committee meeting held on 16 January 2019.

- 1 The following priority be applied to the expenditure of \$150,000 in grant funding under the Stronger Country Communities Fund being the reinstatement of verandahs on the following Macksville CBD buildings in the following order of priority:
 - a. Pharmacy corner
 - b. Valley Emporium and Remnant Basket
 - c. Department Store
 - e. Luke Foley
 - f. Rob Torelli's Barber Shop
 - e. Bridge Cafe
- 2 The attached funding deed be referred to the owners of the identified buildings for their consideration as to whether or not they wish to participate in the program and seeking their response within 28 days.
- 3 The \$150,000 funding be allocated according to the listed order of priority and in the event that the owners of a higher priority project do not wish to participate the funding then default to the next lower priority until all of the available funding has been allocated.
- 4 Council make an "in-kind" donation for all application fees associated with the verandah reinstatements except for those State Government charges where the Council would be "out of pocket".
- 5 Council's proposed financial assistance for the reinstatement of verandahs in the Macksville CBD be advertised for a minimum period of 28 days with any submissions to be considered by both the Committee and Council.
- 6 That Council's seal be attached to any legal documents as required.
- 7 Council advertise for expressions of interest for a Twilight Dining Committee to investigate the establishment of street dining.
- 8 Council investigate a simplified process for allowing performers to use the River Street stage.
- 9 Council proceed with the revised master plan for the Macksville Town Centre street tree planting, noting the removal of street trees previously proposed outside of Eyecare Plus, Megasave Bargains and also on the corner of Wallace Lane and Wallace Street (the Department Store corner).
- 10 Council obtain a report on the health of the street trees on the river side of River Street between the Macksville Bridge and Princess Street.

ITEM 9.5 MINUTES OF THE NAMBUCCA BUSINESS ADVISORY COMMITTEE MEETING HELD ON 16 JANUARY 2019

OPTIONS:

Council has the option as to whether or not to adopt the recommendations.

DISCUSSION:

A meeting of the Business Advisory Committee was held on 16 January 2019. The minutes of the meeting are as follows:

Present:

Cr John Wilson (Deputy Mayor), Cr Janine Reed, Rod Edwards, Anthony Burton, Felice Burton, Barry Reed, Mary Lawler, Paula Davis, Chris Sedgwick, Michael Ettelson, Emma Rowsell (TAFE), Grant Nelson, Michael Coulter

1. **Apologies:**

Cr Rhonda Hoban

2. **Confirmation of Minutes of the Meeting Held on 5 September 2018**

The minutes were accepted.

3.1 **Minutes of the Meeting Held on 5 September 2018**

It was noted the Council had adopted the Committee's recommendations from that meeting.

3.2 **Matters Arising out of Meeting Held on 5 September 2018**

There was discussion concerning the progress with the parklet.

The General Manager advised the Committee that it had been successful with its funding request for two (2) pairs of variable message boards which can be used for advertising events as well as for road works and road closures. The Council has received advice it will receive \$47,000 in funding.

There was discussion about the progress of the project to provide lighting on the Macksville bridge. The project will go to tender on 27 January 2019.

3.3 **Verandah and Awning Reinstatements**

Anthony and Felice Burton declared a pecuniary interest in relation to this item and left the meeting at 6.14pm.

*It was **resolved** on the motion of Michael Ettelson/Mary Lawler that the Committee recommend to Council the recommendations in item 3.3 and the recommended priority order for the expenditure of the \$150,000 funding under the Stronger Country Communities Fund with the exception that the Bridge Café verandah reinstatement be placed as the lowest priority.*

Anthony and Felice Burton returned to the meeting after the conclusion of this item the time being 6.30pm.

3.4 **Proposed Temporary Street Dining – River Street, Macksville**

Chris Sedgwick spoke to this item.

The proposal is to undertake a temporary road closure of part of River Street in the evening to allow local establishments and vendors to cater for tables in the street. The proposal aims to attract more people to

ITEM 9.5 MINUTES OF THE NAMBUCCA BUSINESS ADVISORY COMMITTEE MEETING HELD ON 16 JANUARY 2019

Macksville and to drive more commerce in the CBD. Chris Sedgwick advised that he had contacted the owners of food businesses in the town who agreed there was merit in the proposal.

It was **resolved** on the motion of Janine Reed/Mary Lawler that the Committee recommend to Council that it advertise for expressions of interest for a Twilight Dining Committee to investigate the establishment of street dining.

There was discussion about the lengthy and expensive process which performers were required to undertake in order to use the River Street stage. It was assessed that the process was sufficiently onerous to deter any up and coming novices.

It was **resolved** on the motion of Rod Edwards/Paula Davis that the Council investigate a simplified process for allowing performers to use the River Street stage.

3.5 General Business

Grant Nelson reported on the Macksville Town Centre Street Tree Planting Plan. A copy of the revised plan was circulated at the meeting for feedback.

It was explained that the plan which had gone to tender had resulted in a price much greater than the budget provision. As a consequence there had been negotiations with the preferred tenderer and modifications to the plan by changing the method of construction and also by deleting a number of tree planting locations which had now brought the project within the budget allocation. It was noted that no on-street parking spaces would be lost in the implementation of the plan. All of the pavement to be used for the street tree planting was located in no standing zones.

Grant Nelson requested that the Business Advisory Committee endorse the Planting Plan in a report to Council's meeting on 31 January 2019 as the tendering regulations stipulate a maximum period for negotiations with a preferred tenderer before a project has to go back to tender.

It was **resolved** on the motion of Mary Lawler/Michael Ettelson that Council proceed with the revised master plan for the Macksville Town Centre street tree planting, noting the removal of street trees previously proposed outside of Eyecare Plus, Megasave Bargains and also on the corner of Wallace Lane and Wallace Street (the Department Store corner).

There was discussion about the health of the street trees on the river side of River Street between the Macksville Bridge and Princess Street.

It was **resolved** on the motion of Michael Ettelson/Paula Davis that the Council obtain a report on the health of the street trees on the river side of River Street between the Macksville Bridge and Princess Street.

The meeting closed at 7.18pm.

CONSULTATION:

There has been consultation with the Business Advisory Committee.

SUSTAINABILITY ASSESSMENT:

Environment

The recommendations include the provision of street trees in the Macksville CBD.

ITEM 9.5 MINUTES OF THE NAMBUCCA BUSINESS ADVISORY COMMITTEE MEETING HELD ON 16 JANUARY 2019

Social

Anything which increases the vitality of a town CBD will have positive social impacts.

Economic

There will be favourable economic implications arising out of the reinstatement of heritage verandahs.

Besides improving and reinforcing the aesthetic of a traditional mid north coast river town, the opportunity for double storey verandahs will reinvigorate the use of the first floor of premises in the CBD and the vitality of the Macksville CBD generally.

Risk

There are risks pertaining to the acquittal of the grant funding which have been addressed by a proposed legal agreement which is **attached**.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

The recommendations propose that Council provide “in kind” assistance through donating development application and construction certificate application fees. This donation will reduce Council’s application revenue. “Out of pocket” charges payable to the State Government will be collected.

Working funds – justification for urgency and cumulative impact

There will be an impact on working funds if Council is required to engage Alan Rudge Architects to check the architectural integrity of the plans. Whilst Alan Rudge Architects prepared concept plans for the verandah reinstatements, Council is not in a position to require property owners to utilise their services in the preparation of the detailed construction plans. In the event that Alan Rudge Architects are not utilised to prepare the construction plans the Council should engage Alan Rudge Architects to provide comment as to whether or not the plans satisfy the architectural/heritage integrity of the concept plans. It is proposed that Council for any referrals which might be required.

Service level changes and resourcing/staff implications

The Business Advisory Committee does require resourcing by Council staff.

The recommendations do require Council staff to undertake further work in seeking expressions of interest for a Twilight Dining Committee; in investigating simplified arrangements for the use of the River Street stage; and in obtaining a report on the health of the street trees on the river side of River Street between the Macksville Bridge and Princess Street.

ATTACHMENTS:

1  241/2019 - Deed of Agreement for Verandah and Awning Reinstatements - PDF

GENERAL MANAGER'S REPORT

ITEM 9.6 PRF11 310119 SCOTTS HEAD SPORTS FIELD COMMITTEE OF MANAGEMENT - REQUEST FOR A RIDE-ON MOWER

AUTHOR/ENQUIRIES: Michael Coulter, General Manager

SUMMARY:

A summary is not required.

RECOMMENDATION:

That Council allocate \$12,000 in its 2019/2020 budget for the purchase of a ride-on mower for use by the Scotts Head Sports Field Committee of Management in maintaining Buz Brazel oval.

OPTIONS:

The Council can elect not to fund the mower or provide a lesser or greater amount of funding.

DISCUSSION:

The Council has received the **attached** letter from the Scotts Head Sports Field Committee of Management.

For many years the volunteers on the Committee of Management have maintained the Buz Brazel Park as an athletics facility requiring a much higher level of grounds maintenance than the Council could or would provide to a sporting facility.

The volunteer maintenance of Buz Brazel oval as an athletics facility has supported the youth programs conducted by champion athlete Mr Richie Donovan.

The Committee of Management have now requested Council's assistance in acquiring a new ride on mower to maintain the facility. The cost of a suitable ride-on mower is approximately \$12,000.

As the Committee of Management do not have any significant fund raising opportunities and maintain the fields through the use of volunteer and government employment assistance labour, it is recommended that Council support their request and provide \$12,000 in its 2019/2020 budget for the purchase of a ride-on mower.

CONSULTATION:

There has been consultation with members of the Scotts Head Sports Field Committee of Management.

There has been consultation with Council's Manager Business Development who, as a Scotts Head resident, has participated on the Committee of Management for many years.

SUSTAINABILITY ASSESSMENT:

Environment

There are no implications for the environment.

Social

There are no social implications.

ITEM 9.6 SCOTTS HEAD SPORTS FIELD COMMITTEE OF MANAGEMENT - REQUEST FOR A RIDE-ON MOWER

Economic

There are no economic implications.

Risk

The mower is stored at the fields so there is always the risk of theft and vandalism. However the alternative of having paid staff travel to the sports field to undertake the maintenance will be expensive and outweigh the risks associated with housing the mower at the sports field.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

The recommendation will require funding of \$12,000 from the Council's 2019/2020 budget.

Working funds – justification for urgency and cumulative impact

There is no requirement for working funds.

Service level changes and resourcing/staff implications

The service level requirements for Buz Brazel oval are discussed in the report. It will cost Council significantly more to maintain the facility by paid staff than it will to assist the Committee with the purchase of a suitable mower.

ATTACHMENTS:

1  2161/2019 - Buz Brazel Park - request for ride on mower - letter

ASSISTANT GENERAL MANAGER CORPORATE SERVICES REPORT**ITEM 10.1 SF251 310119 SCHEDULE OF COUNCIL PUBLIC MEETINGS 2019****AUTHOR/ENQUIRIES:** Lorraine Hemsworth, Executive Assistant**SUMMARY:**

The following is a schedule of dates for public Council meetings to be held in January to June 2019. The meeting dates may change from time to time and this will be recorded in the next available report to Council.

RECOMMENDATION:

That the schedule of dates for January to June 2019 be noted.

MEETING	DATE	VENUE	COMMENCING
Clean Energy Committee	31 Jan	Council Chambers	10.30 AM
Council Meeting	31 Jan	Council Chambers	5.30 PM
NSC Traffic Advisory Committee	5 Feb	Committee Room	10.30 AM
Vehicular Access to Beaches Committee	8 Feb	Council Chambers	1.30 PM
Council Meeting	14 Feb	Council Chambers	5.30 PM
Access Committee	26 Feb	Council Chambers	2.00PM
Council Meeting	28 Feb	Council Chambers	5.30 PM
Council Meeting	14 Mar	Council Chambers	5.30 PM
Access Committee	26 Mar	Council Chambers	5.30 PM
Nambucca River, Creeks, Estuaries and Coastline Management Committee	28 Mar	Council Chambers	8.30 AM
Council Meeting	28 Mar	Missabotti Hall	5.30 PM
NSC Traffic Advisory Committee	5 Apr	Committee Room	10.30 AM
Council Meeting	11 Apr	Council Chambers	5.30 PM
Access Committee	23 Apr	Council Chambers	2.00PM
Council Meeting	16 May	Council Chambers	5.30 PM
Access Committee	28 May	Council Chambers	2.00PM
Council Meeting	30 May	Nambucca Heads	5.30 PM
NSC Traffic Advisory Committee	4 Jun	Committee Room	10.30 AM
Council Meeting	13 Jun	Council Chambers	5.30 PM
Access Committee	25 Jun	Council Chambers	2.00PM
Council Meeting	27 Jun	Council Chambers	5.30 PM

Information:

Council Meeting	26 Sep	Warrell Creek Hall	5.30 PM
Council Meeting	31 Oct	Grants Hall, Bowraville	5.30 PM
Council Meeting	28 Nov	Scotts Head Surf Club	5.30 PM

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER CORPORATE SERVICES REPORT

**ITEM 10.2 SF2486 310119 MINUTES - AUSTRALIA DAY COMMITTEE MEETING HELD
15 OCTOBER 2018**

AUTHOR/ENQUIRIES: Lorraine Hemsworth, Executive Assistant

SUMMARY:

The minutes from the Australia Day Committee meeting held in the Council Chambers on 7 January 2019 are **attached** to the report.

RECOMMENDATION:

That the minutes from the Australia Day Committee meeting held 7 January 2019 be noted.

OPTIONS:

The report is for information only.

DISCUSSION:

The Australia Day Committee met on Monday 7 January 2019 and selected the Awardees for the 2019 Australia Day Awards. The Frank Partridge VC Memorial Scholarship Sub-Committee met following the meeting and selected a recipient Scholarship. Refer to the Minutes **attached** for the outcomes.

CONSULTATION:

General Manager
Assistant General Manager Corporate Services

SUSTAINABILITY ASSESSMENT:

Environment

There are no implications for the environment.

Social

There are no significant social implications.

Economic

There are no economic implications.

Risk

There are no risk implications.

ITEM 10.2 MINUTES - AUSTRALIA DAY COMMITTEE MEETING HELD 15 OCTOBER 2018

FINANCIAL IMPLICATIONS:

Direct and indirect impact on current and future budgets

There are no direct and indirect impacts on the current and future budgets.

Working funds – justification for urgency and cumulative impact

There are no impacts on working funds as funds included in current budget.

Service level changes and resourcing/staff implications

There are no staffing implications as included in current budget.

ATTACHMENTS:

1  556/2019 - Minutes - 7 January 2019

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.1 SF444 310119 ROADSIDE MAINTENANCE OPERATIONS

AUTHOR/ENQUIRIES: Matthew Leibrandt, Manager Infrastructure Services; Tim Woodward, Green Space Coordinator; Paul Gallagher, Assistant General Manager - Engineering Services

SUMMARY:

Council resolved to defer the report on 13 December until the January Council meeting to allow Ms Flack to attend and address Council.

At its meeting conducted at Argents Hill Council received a delegation on vegetation road side management and resolved:

“That a report comes to Council regarding the current vegetation management program and a breakdown of costing for spraying versus slope mower for maintenance work. The report is to include answers to those questions raised by Ms Paula Flack.”

Council, as the Roads Authority under the Roads Act 1993, provides and maintains roads to support the social and economic wellbeing of the community. Council has a duty of care to manage the risks within its road reserves that may have an impact on infrastructure, people and/or the property/buildings in regards to vegetation management throughout the Council owned or managed road reserve network. Section 88 of the Roads Act 1993 stipulates that:

“A roads authority may, despite any other Act or law to the contrary, remove or lop any tree or other vegetation that is on or overhanging a public road if, in its opinion, it is necessary to do so for the purpose of carrying out road work or removing a traffic hazard.”

Council does not have the staff and resources to implement a full road side vegetation management plan across the Nambucca Local Government Area. Accompanied with this business paper is a separate report within the agenda to consider a draft Roadside Vegetation Management Policy.

RECOMMENDATION:

That Council receive and note the information and continue with its current operations while staff consider any new and emerging technologies that evolve and monitor their practicality as fiscally possible to optimise economic and environmental sustainability.

OPTIONS:

A decision needs to be made whether or not we continue with our current method of roadside vegetation management that utilises conventional and legal herbicides or change to a higher cost method that uses mechanical or organic vegetation control options that are much more expensive.

The budgetary increase to the roadside vegetation control budget would be in the order of \$500,000, and require a report to Council when additional funding is required during strong growing seasons up to an additional \$500,000.

Council could also decide to take on additional risk by allowing roadside vegetation to grow above a height that affects sight distance and use mechanical vegetation controls only. The allowable height and the growing season would determine the budget.

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

DISCUSSION:***Reasons for roadside vegetation maintenance***

Council, as the Roads Authority under the Roads Act 1993, provides and maintains roads to support the social and economic wellbeing of the community. Council has a duty of care to manage the risks within its road reserves that may have an impact on infrastructure, people and/or the property/buildings in regards to.

- 1) Protection of assets: vegetation growing through and around roads and associated structures can cause damage.
- 2) Sight distance for road users.
- 3) Removal of overhanging obstructions for road users and maintenance vehicles.

Nambucca Shire Road assets:

- 310km Unsealed Roads
- 270km Sealed Rural Roads
- 105km Sealed Local Roads

This report now identifies the estimated costs associated with the various treatments.

Conventional Herbicide use on sealed roads 270km

No. of applications of herbicide per year:	2-4 depending on the weather
Cost per full network application:	Approximately \$12,000
Cost of conventional herbicide per 100km	\$50 - \$100 (cost depends on the road)
Cost of product to treat the sealed road network:	\$135 - \$270

Positive: price, speed, less effect on traffic (night work)

Negative: negativity from some community members, aesthetics after treatment

Conventional Herbicide use on unsealed roads 310km

No. of applications per year:	2-4 depending on weather
Cost per full network application:	Approximately \$13,000
Cost of conventional herbicide per 100km:	\$50 - \$100 (depending on the road)
Cost of product to treat the unsealed road network:	\$155 - \$310

Positive: price, speed, less effect on traffic (night work), can work on narrow roads where access for a larger machine would be difficult, target high priority weed species

Negative: negativity from some community members in regard to chemical use, aesthetics after treatment

Organic Pine Oil based Herbicide use on sealed roads 270km

No. of applications of herbicide per year:	4-8 depending on the weather
Cost per full network application:	Approximately \$12,000
Cost of organic herbicide per 100km	\$2,500 - \$10,000 (depending on the road and if two applications are required)
Cost of product to treat the sealed road network once:	\$6,750 - \$27,000

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

Essentially the cost of the **product** is 50x more expensive than conventional herbicide and possibly 100x more expensive. Note that the guide labelling indicates that a second follow up treatment may be required after two weeks. **This will require an additional application cost of approximately \$12,000.**

Positive: less effect on traffic (night work), can work on narrow roads where access for a larger machine would be difficult, target high priority weed species, organic

Negative: negativity from some community members in regard to extra cost, aesthetics, less effective than conventional herbicides

Organic Pine Oil based Herbicide use on unsealed roads 310km

No. of applications per year:	4-8 depending on weather
Cost per full network application:	Approximately \$13,000
Cost of conventional herbicide per 100km	\$2,500 - \$10,000 (depending on the road and if two applications are required)
Cost of product to treat the unsealed road network once:	\$7,750 - \$31,000

Essentially the cost of the product is 50x more expensive than conventional herbicide and possibly 100x more expensive. Note that the guide labelling indicates that a second follow up treatment may be required after two weeks. **This will require an additional application cost of approximately \$13,000.**

Positive: less effect on traffic (night work), can work on narrow roads where access for a larger machine would be difficult, target high priority weed species, organic

Negative: negativity from some community members in regard to extra cost, aesthetics, less effective than conventional herbicides

Mowing of one deck width to sealed roads

No. of applications per year:	6
Cost per application:	Approximately \$15,000
Cost Annually:	\$90,000

Positive: aesthetic, grass matting and reduce weeds

Negative: undertaken during the day (disruption to road users), traffic control required on some roads (risk), can spread weeds.

Flail Mower on Tractor with follow up spraying

No. of applications per year:	1
Previous cost per year:	\$140,000* (cost comprises of \$80K flail mower, \$50K TC, and \$10K Spray)

* *This doesn't include additional spraying of one to three rounds at say \$12,250 – \$37,000*

Length treated per year:	50km - 300km depending on the road and terrain
Cost per KM:	Approximately \$450 **

** *We don't have many details for the distance covered annually, historically but anecdotally in some years Council would only have the budget to treat North Arm with this method and not much else, and in other years other roads were treated. It depended on the weather and work requests.*

Positive: aesthetic, grass matting can reduce some woody weed species

Negative: cost, traffic control, can spread weeds, slow, disruption to road users

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

Mulching Head on Wheeled Excavator with Traffic Control

Cost per km: \$1,100 - \$2,400/km (depending on vegetation)
 Effective years before needing to be redone: 5 years

Positive: a greater area and height covered than the flail mower, improved access to road maintenance crews, improved access to trucks, 5 year benefit
 Negative: aesthetic, debris created/could be considered habitat and or fire risk, complaints from some residents, disruption to road users

Hand cutting/arborist work for overhanging branches with Traffic control

Crew day rate including traffic control: \$4,000
 KM/Day hand work: Approximately 100m-400m (depending on vegetation)

Positive: clean cuts, more care taken, aesthetics
 Negative: extremely slow, expensive

Steam Control

Not possible nor feasible as yet for roadside vegetation control

CONSIDERATIONS / CASE STUDY

When comparing the use of conventional herbicides against organic herbicides an interesting comparison would be to compare treating the whole shire network (580KM) on a worst case scenario. i.e. strong growing season and noting that pine oil needs (2) two applications per treatment as per the product guide.

Conventional Herbicide

Application: \$25,000 x 4	\$100,000
Product: \$100 x 580/100 x 4	\$ 2,320
Total	\$102,320

Organic Herbicide

Application: \$25,000 x 8	\$200,000
Product: \$5000 x 580/100 x 8	\$232,000
Total	\$432,000

Obviously this is a worst case scenario but it is able to give an indication of the budget liability a policy change in this area could impose.

When comparing the use of conventional herbicide against flail mowing with a tractor and interesting comparison may be to compare both methods cost and distance covered in a day and the reapplication time.

Conventional Herbicide

Cost per 10 hours	\$1,500
Distance covered per 10 hours	120km
Time until another treatment is required	3-6 months

Flail Mower and Tractor Combination

Cost per 10 hours	\$2750
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ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

Distance covered per 10 hours 1km-10km (depending on vegetation/terrain)
Time until another treatment is required 2 -3 months

Essentially using conventional herbicide is approximately half the price of a flail mower and tractor combination over a 10 hour period and covers between 10x to 100x the length over that period.

Previously flail mowing was undertaken in conjunction with spraying, but if conventional herbicide use wasn't part of the vegetation control solution with the flail mower we would require approximately 6 treatments a year.

One probable scenario we would require 580km mowed 6 times a year and if we estimate it costing \$2,750 per 10km and the budget required would be somewhere in the order of \$960,000.

Questions raised by Ms Flack:

1. Why is the blanket spraying of glyphosate occurring on rural roads?

Council, as the Roads Authority under the Roads Act 1993, provides and maintains roads to support the social and economic wellbeing of the community. Council has a duty of care to manage the risks within its road reserves that may have an impact on infrastructure, people and/or the property/buildings in regards to vegetation management throughout the Council owned or managed road reserve network. Section 88 of the Roads Act 1993 stipulates that:

“A roads authority may, despite any other Act or law to the contrary, remove or lop any tree or other vegetation that is on or overhanging a public road if, in its opinion, it is necessary to do so for the purpose of carrying out road work or removing a traffic hazard”

Council has a requirement to maintain road reserves for the safety of road users, whilst also meeting its requirements under the Biosecurity Act towards preventing, eliminating or minimising Biosecurity Risk (invasive weed species) as far is reasonably practicable.

Glyphosate is registered for use by the APVMA for the control of various grass and woody weed species. Council or its contractors strictly adhere to label requirements when applying this herbicide. Weeds being targeted include but are not limited to Lantana, Coolatai Grass, Giant Rats Tail Grass, Giant Parramatta Grass, Crofton Weed, Narrow and Broad Leaf Privets and Camphor laurel seedlings.

2. Why is it that Council is not complying with its own policy in regard to adhering to the herbicide label instructions to not spraying over water bodies, creeks etc?

Council utilises glyphosate (as do a large amount of the general population and the agricultural sector) for the control of weed species, **within the bounds of its label constraints.**

Council utilises "Roundup Bi-active" "frog friendly" glyphosate, wherever practicable, which states on its label that it can be legally utilised "For the control of emerged weeds in all bodies of fresh and brackish water which may be flowing, non-flowing or transient, also for weeds on margins of streams, lakes and dams and in channels and drains".

Weed spray operators are trained with ground applicator licences issued by the EPA and are skilled in the identification and control of weedy plant species. Vegetation that is obstructing bridge approaches is an ongoing area of complaint by road users and pedestrians, therefore these areas are targeted throughout roadside spraying operations, **only with** the use of aquatic registered glyphosate based products. Unfortunately Council does not have the resources to utilise mechanical control techniques for vegetation management on unsealed roads, such as brush-cutting or mowing surrounding bridge approaches or on other roadside infrastructure, as Council currently manage 620 lineal kilometres of unsealed road verge, 540 lineal kilometres of sealed rural roads and 210 lineal kilometres of sealed local roads.

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

3. *What is the specific allocation for rural roadside maintenance in Council's current budget?*

Maintenance work on the rural sealed and unsealed road network is highly dependent on the weather season. In dry periods less work maybe required and conversely in wet periods and high humidity more work may be required.

Council past practice had all maintenance grouped via a single ledger number (unsealed roads, sealed roads).

Council present practice; with the changes made to reporting and work practices, each sealed and unsealed road has now been allocated a Work Order Number which has a sub set of task numbers attached for the maintenance activities (ie grading, pothole patching, vegetation etc.). In general terms there is \$100 – \$160k expended on the rural road network for vegetation management.

Mechanical treatment; There is no set allocation, however between \$60 - 80k is attributed to the mechanical vegetation maintenance and management works each financial year (using a wheeled excavator and mulching head). The extent of work is highly dependent on the season.

Chemical treatment; There is no set allocation, however between \$50 - 100k is attributed to the chemical vegetation maintenance and management works. The extent of work is highly dependent on the season. Also, approximately \$90K is spent annually on sealed roadside slashing of one (1) tractor width as per Council's policy.

4. *How much did the last two rounds of roadside spraying on rural roads cost?*

The current spray contractor costs \$100 per hour, plus GST, plus herbicide costs (a typical full 8 hour shift may use 5 litres of glyphosate at a cost of \$32.50 in total). Weed spraying is an ongoing routine maintenance operation to combat the spread of weeds within the road reserve system and to prevent high priority weed species, such as Coolatai Grass from spreading into adjoining private lands,

A recent example being Bellingen Road from the Helliwells Road intersection to the Shire boundary with Bellingen, approximately 8.1 kilometres cost \$250 in contractor labour and \$13 in herbicide, which targeted the toxic Lantana plants and other weed species. To flail mow this same stretch of road would cost somewhere in the vicinity of approximately \$9,100 for the wheeled excavator.

5. *What consideration is given to environmental impacts of broad scale glyphosate use vs slope mowing?*

Glyphosate is registered for use, within its label constraints/directions, by the APVMA and is vital in the ongoing battle against weeds. Weed spraying is approximately one tenth of the cost of flail mowing and Councils policy has a one slasher width from the edge of seal, on sealed roads and does not perform a routine mowing program on un-sealed roads.

The carbon footprint and potential carcinogenic compound emissions from reach mowing also needs to be compared to the use of herbicides, as a wheeled 13 tonne excavator operating at flail mowing engine speed emits large amounts of class 1 carcinogens (diesel engine exhaust fumes), as well as the exhaust from the required traffic control support vehicle. The flail mower has far slower ground speed for effective vegetation control, and does not effectively control weed species from re-emerging, setting seed and spreading within the road reserve system or to adjoining private lands. Use of the reach mower is excellent for clearing dangerous overhanging limbs and dead trees within the road reserve system, but does not effectively control weed species.

The IARC published a paper on the carcinogenicity of glyphosate, which was declared as a probably carcinogenic 2A classification to humans. Class 2A carcinogenetic compounds include but are not limited to creosotes, biomass fuel (emissions from wood burning indoor fires), emissions from high temperature frying, consumption of red meat and drinking very hot beverages (above 65 degrees Celsius). Class 1 carcinogens include but are not limited to benzene – found in petroleum products, ethanol found in all alcoholic beverages, the contraceptive pill, silica dust, X-Radiation and diesel engine exhaust.

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

6. *When will the Noxious Weeds and Other Invasive Plant policy and Pesticide Use Notification Plan be reviewed?*

The new Biosecurity policy was presented to Council at its meeting held on 29 November and it will be advertised with an extension of the statutory 28 days into mid-February to take it past the Christmas period. A copy will be forwarded to Ms Flack.

7. *Would it be cheaper if Council owned its own slope mower and used staff rather than contractors for mowing?*

A wheeled 13 tonne excavator would cost in excess of \$200,000 plus the flail head at approximately \$50,000 fitted. A fully equipped dual cab support vehicle with traffic control signage and fuel tank would be required \$55-60,000 fitted out and three staff employed to safely operate this machine.

The swing of the machine means that it requires 2 traffic controllers at all times whilst operating to prevent accidents with vehicles utilising the road. This machine also has large running costs per hour and requires large amounts of maintenance given its mode of operation (wire gets entangled regularly in the flail, replacement hydraulic hoses through getting caught in vegetation/unseen old fences and the teeth of the flail require regular replacement). The machine also requires floating from site to site and back to the yard for routine maintenance/breakdowns, which also has to be factored into the cost. 2 x traffic controllers and 1 x operator would have to be factored into the cost of running this machine.

8. *Will Council notify ratepayers of the no spray register and their obligations regarding roadside maintenance if sprays are not to be used?*

Council does not have the staff and resources to implement a full road side vegetation management plan across the Nambucca Local Government Area. Accompanied with this business paper is a separate report within the agenda to consider a draft Roadside Vegetation Management Policy (which will be provided to Ms Flack). Council has a GIS recorded register of the known persons who do not want spraying along their boundaries which is communicated to any contractors when they are engaged and a contact number is publicised in each pesticide notification in the papers. Notwithstanding there still is the requirement to control high priority weed species under the Biosecurity Act.

Council's road reserves are a slice of land which is a neighbour with everyone in the shire. Council does notify its "neighbours" of intended herbicide use through a newspaper and online notification. The policy being developed will give land holders the ability to opt out from herbicides being used on the boundaries of their properties but council as a land owner must meet its obligations under the Local Government Act and Biosecurity Act to give safe passage through the roadway and reduce the spread of invasive plant species into adjoining lands.

9. *Would Council please consider the purchase a slope mower and funding any excess staffing cost for not using sprays from the Environmental Levy weed management budget allocation in the 2019-2020 Environment Levy program?*

Approximate capital costs above plus running/maintenance costs may prevent the purchase of this machine, and a flail mower will still not stop the spread of weeds as it will be too long between mows to prevent seed set of many weeds. Council predominately uses state funding received through the WAP 15-20 program which involves all LGA's from Port Macquarie to the QLD boarder to purchase herbicides for use not only in road side weed and vegetation maintenance but in sensitive bush regeneration activities throughout the shire from coastal reserves to remnant riparian rainforests to control invasive plant species which pose a significant biosecurity risk to the Nambucca Valleys natural areas.

CONSULTATION:

Assistant General Manager Engineering Services

ITEM 11.1 ROADSIDE MAINTENANCE OPERATIONS

SUSTAINABILITY ASSESSMENT:**Environment**

Accompanied with this business paper is a separate report within the agenda to consider a draft Roadside Vegetation Management Policy. Known populations of high ecological value, native or recognised threatened species within the road reserve network will progressively be identified and mapped within council GIS system.

Council will monitor new and emerging technologies and monitor their practicality to optimise economic and environmental sustainability.

Social

This report may potentially have social implications as it recommends no changes to the current work practices but does acknowledge that some private landholders who are certified organic or biodynamic producers, or are chemically sensitive, or have philosophical aversion to the use of herbicides.

Council does not have the staff and resources to implement a full road side vegetation management plan across the Nambucca Local Government Area. Accompanied with this business paper is a separate report within the agenda to consider a draft Roadside Vegetation Management Policy for a no spray areas.

Economic

Council manages approximately 310km of unsealed roads and 270km of sealed rural roads. The council must ensure the road reserve assets are maintained sufficiently for the safety of road users. Complaints or works requests are often received to control overhanging vegetation. Council will monitor new and emerging technologies and monitor their practicality to optimise economic and environmental sustainability.

Risk

The report acknowledges the primary function of the road corridor and includes provision to facilitate this function. Clear-zones, line of sight, bushfire management and consistency/compatibility with adjacent land tenures are considered. Nambucca Shire Council has an obligation to construct and maintain roads to meet relevant Roads and Maritime Services and Austroads specifications.

Council has a duty of care to take reasonable measures within the limitations of its budget to manage the risks arising on Council's rural and urban road networks. Control methods include slashing and the use of herbicide to manage vegetation growing along road verges to reduce fire hazards, improve sight distance and to ensure surface water runoff by maintaining free flowing drains.

Roadside vegetation is treated on an as required basis, within budgetary constraints and in accordance with the asset management hierarchy of the road reserve system; ie: higher use roads will be given priority over class 4 roads for vegetation management.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

Road side vegetation control forms part of the annual budget. There will only be a direct impact to current or future budgets in the event that work practises are amended from those presently in progress.

Working funds – justification for urgency and cumulative impact

Not applicable at this stage

Service level changes and resourcing/staff implications

There are no service level changes nor staff implications should the current work practices be maintained. There are significant implications should the work practices be changed.

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.2 SF1031 310119 POLICY REVIEW - ROADSIDE VEGETATION MANAGEMENT

AUTHOR/ENQUIRIES: Paul Gallagher, Assistant General Manager - Engineering Services; Tim Woodward, Green Space Coordinator; Matthew Leibrandt, Manager Infrastructure Services

SUMMARY:

Council resolved to defer the report on 13 December until the January Council meeting to allow Ms Flack to attend and address Council.

Council, as the roads authority under the Roads Act 1993, provides and maintains roads to support the social and economic wellbeing of the community. Council has a duty of care to manage the risks within its road reserves that may have an impact on infrastructure, people and/or the property/buildings. Section 88 of the Roads Act 1993 stipulates that:

“A roads authority may, despite any other Act or law to the contrary, remove or lop any tree or other vegetation that is on or overhanging a public road if, in its opinion, it is necessary to do so for the purpose of carrying out road work or removing a traffic hazard.”

This is a revision of the Roadside Maintenance Policy which now acknowledges the new work practices within Council's operations using a rubber wheeled excavator and flail mower to cut down vegetation and that the primary function of a road corridor.

This revision also recognises private landholders who are certified organic or biodynamic producers, or are chemically sensitive, or have philosophical aversion to the use of herbicides but does not allow the utilisation of the road reserve as their buffer similar to Council's approach for a Fire APZ on community and operational land. Under this policy these roadside areas may be excluded from the herbicide spraying program, providing the applicant ensures roadside vegetation control is managed in accordance with Council requirements for noxious weed control and road safety. If the required work is not completed Council will reinstate the spray area.

RECOMMENDATION:

- 1 That Council place the amended Roadside Vegetation Management Policy (9265/2017) on public exhibition and extend the statutory 28 days, through to mid-February due to the pending Christmas holiday period.**
- 2 That a further report be provided to Council following the closing of the public exhibition period in mid-February advising of any comments received from Councillors and the community detailing any potential amendments to the document and seeking formal adoption of the amended Roadside Vegetation Management Policy (Our Ref: 9265/2017) which is intended to replace the current Roadside Maintenance Policy (Our Ref: 25823/2007).**
- 3 Council formalise a register within the GIS system that recognises approved private landholders who are certified organic or biodynamic producers, or are chemically sensitive, or have philosophical aversion to the use of herbicides.**
- 4 That Council formalises an approval process to ensure that approved private landholders, who are a certified organic or biodynamic producer, or are chemically sensitive, or have a philosophical aversion to the use of herbicides for the roadside frontage, manage the roadside vegetation control in accordance with Council requirements for weed control and road safety.**
- 5 That Council set a new fee of \$500 for the chemical no spray register application, sundry signage and guideposts, as well as an annual fee of \$30 to remain on the register, within its fees and charges and advertise the new fees in conjunction with the amended policy.**

ITEM 11.2 POLICY REVIEW - ROADSIDE VEGETATION MANAGEMENT

OPTIONS:

No options were considered

DISCUSSION:

This amended policy has been developed to replace the former Roadside Maintenance Policy (Our Ref: 25823/2007) and promote awareness of the requirements of the Roads Act 1993 and State Environmental Planning Policy (Infrastructure) 2007 with respect to vegetation clearing with the goal to:

- Improve the management of Roadside Vegetation in the Nambucca Shire LGA;
- Better integrate roadside environmental management with Council planning mechanisms including the Community Strategic Plan and Delivery Plan;
- Protect and enhance the environmental values of roadside vegetation under Council care and control;
- Identify priority management actions to enhance the environmental values of the roadside reserves;
- Provide strategies to improve community awareness of roadside environmental values and compliance with relevant legislation and Council policies.
- Acknowledge known populations of high ecological value, native or recognised threatened species within the road reserve network which will progressively be identified and mapped within council GIS system.

A vital component of maintenance activities on roads, bridges, drains and for stormwater, water and sewer lines includes the removal, thinning or lopping of trees and vegetation to:

- maintain adequate sight distance;
- protect infrastructure and buildings from damage;
- ensure infrastructure, e.g. stormwater culverts and sewer lines, performs the intended function and remains accessible for maintenance;
- mitigate the risk to the public, e.g. from risk of falling trees, by provision of adequate clear zones from roads, for bushfire purposes;
- mitigate the risk to private infrastructure, e.g. damage to driveways or dwellings from tree roots

The desired outcomes the amended Policy are to:

- protect public infrastructure;
- manage the risks to the public;
- provide clarity in customer contacts;
- reduce the potential for public liability claims against Council and the community it represents;
- manage the impact of Council's works on the environment
- Council prefers native vegetation species within its road reserves, especially in rural and semi-rural areas. In some instances it may be appropriate to remove unwanted species of trees and/or vegetation to restore or enhance the natural biodiversity of the landscape, e.g. removal of lantana.

CONSULTATION:

MANEX
Manager Infrastructure Services
Green Space Coordinator
Green Space Site Leader
General Manager

ITEM 11.2 POLICY REVIEW - ROADSIDE VEGETATION MANAGEMENT

SUSTAINABILITY ASSESSMENT:**Environment**

This policy acknowledge known populations of high ecological value, native or recognised threatened species within the road reserve network which will progressively be identified and mapped within council GIS system.

Social

This policy recognises private landholders who are certified organic or biodynamic producers, or are chemically sensitive, or have philosophical aversion to the use of herbicides cannot utilise the road reserve system as their buffer. These roadside areas may be excluded from the herbicide spraying program, providing the applicant ensures roadside vegetation control is managed in accordance Council requirements for noxious weed control and road safety. If the required work is not completed Council will reinstate the spray area.

Economic

Council manages approximately 800 lineal kilometres of road reserve system that they are responsible for and with ideal climatic growth conditions, roadside vegetation requires ongoing and constant management to ensure the road reserve assets are maintained sufficiently for the safety of road users and ensure long term efficient maintenance can be achieved.

Risk

The Policy acknowledges the primary function of the road corridor and includes provision to facilitate this function. Clear-zones, line of sight, bushfire management and consistency/compatibility with adjacent land tenures are considered. Nambucca Shire Council also has an obligation to maintain and construct roads to meet relevant Roads and Maritime Services and Austroads specifications.

Council has a duty of care to take reasonable measures within the limitations of its budget to manage the risks arising on Council's rural and urban road networks. Control methods include slashing and the use of herbicide to manage vegetation growing along road verges to reduce fire hazards, improve sight distance and to ensure surface water runoff by maintaining free flowing drains. Roadside vegetation will be treated on an as required basis, within budgetary constraints and in accordance with the asset management hierarchy of the road reserve system; i.e: higher use roads will be given priority over Class 4 roads for vegetation management.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

There is no direct impact on the current or future budgets as there is an annual allocation made within the budget adopted by Council each year for the various maintenance activities.

Working funds – justification for urgency and cumulative impact

Not applicable

Service level changes and resourcing/staff implications

No implications to existing service levels or staff resourcing.

ATTACHMENTS:

1  9265/2017 - DRAFT - POLICY - Roadside Vegetation Management

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.3 SF444 310119 OTTA SEAL INVESTIGATION FOR RURAL GRAVEL ROADS

AUTHOR/ENQUIRIES: Paul Gallagher, Assistant General Manager - Engineering Services**SUMMARY:**

At the Council meeting held 13 August 2018 Council resolved to “*receive a brief report on the use of Otta seals on low traffic volume roads. Also Council keep a watch on success or otherwise of the Bellingen trial*”.

The Otta seal trial at Bellingen has not occurred due to issues surrounding contractor availability. Their staff instigated another form of treatment based on work undertaken in South Africa which was completed on or around 5 December 2018. Council’s Manager infrastructure Service and Road Coordinator inspected the completed works in mid-January 2019.

Gravel on our unsealed road network could generally be considered as a sacrificial layer in that gravel loss rates per annum could typically be in the order of 30 – 50 mm, depending on such factors as traffic, climate and terrain. Therefore the uppermost 30 – 50 mm wearing layer that overlies the 100 – 200 mm residual gravel support layer could be lost annually and without regravelling the entire layer could potentially be lost within 3 – 8 years.

In discussing alternate road pavement treatments, one must be willing to take the conventional engineering works cap off, as it has essentially remained unchanged with many of the aspects of road construction stemming from technology and research carried out in Europe and the USA 30-40 years ago.

These methods have been modified to some extent in the intervening years, however, the basic philosophy of road sealing and treatment has not really changed due to the available natural resources and capital funding that Europe, USA and Australasia possess. Therefore one must become open minded when considering alternate treatments that are being used within developing countries.

There are a range of alternative surfacing and paving options for gravel rural roads which have been, proven in various countries that could provide appropriate, economical and sustainable alternatives for the Nambucca Local Government Area. Suitability will depend on local circumstances but these alternatives, together with an appropriate use of the available gravel materials, can potentially be cheaper in life-cycle cost terms and reduce complaints such as dust, corrugation and potholing along with slippery and dangerous conditions in wet weather.

Otta seal technology emanated in Norway and has been widely used in developing countries as it is very economical. A similar Otta seal technology is being utilised in Narrandera using their local available gravel resource (a contractor has established themselves in the Narrandera Shire and provide a specific Otta seal service to the region). Narrandera Shire Council have now sealed some 50 km of their roads using this technology from the local supplier.

The recent financial analysis at Narrandera Shire Council suggest that Otta Sealing a road on an existing unsealed road pavement will reduce the lifecycle cost of road by half, while this has been analysed only on the reduction of capital and maintenance costs on the road. The overall cost reduction will be even far greater when considering the economic benefit of a sealed road vs unsealed road, reduction on plant repair and maintenance cost, the environmental cost due to the need for continuous resheeting being curtailed.

The Otta seal has been investigated at length by the author who believes it is more than worthy of a trial.

- Fulton Hogan representatives have inspected a number of NSC roads and in their opinion the pavement is suitable for an Otta seal treatment that they provide;
- Contact was made with Narrandera Shire and their contractor who obtained samples of the gravel available in Nambucca LGA and in their opinion the pavement is suitable for an Otta seal treatment that they provide; and

ITEM 11.3 OTTA SEAL INVESTIGATION FOR RURAL GRAVEL ROADS

- The most recent contact has been with the contractor who undertook the work at Bellingen Shire who also advises that their treatment will work on our pavements.

In general terms; the cost equates to a range of \$5.50 to \$7.50 per square metre. A conventional two coat bitumen seal is far cheaper; however the road pavement requires full reconstruction as part of the process to obtain maximum benefit of a sealed surface.

The majority of Councils' gravel pavements are low volume traffic roads and the cost of preparing these pavements for a conventional bitumen seal is economically unviable and unsustainable as constructing a "blacktop road" which has a significant higher initial cost than merely just regraveling the road. Over the past four years Council has invested a significant amount of funds into the gravel resheeting of our rural road pavements which still require a maintenance grade due to weather and the topography. The Otta seal would provide an economical and sustainable alternative to extending the lifecycle of these pavements.

RECOMMENDATION:

- 1 **That Council consider reallocating the gravel resheeting funds with in the 2019/20 works program and direct the funding to undertake a series of Otta seals on unsealed gravel pavements in 2019/20.**
- 2 **That Council allocate \$65,000 from current working funds to undertake a trial on Congarinni Road South.**

OPTIONS:

- 1 Not take any further action.
- 2 Undertake a few trials and monitor.
- 3 Implement an Otta seal program to gain more life longevity for unsealed pavements..

DISCUSSION:***Conventional Practice:***

The unsealed road maintenance costs include regular grading to maintain shape and minimise roughness, table drains maintenance, gravelling to maintain the pavement depth and the unrealised cost of dealing with the complaints due to dust generation in dry weather and slippery and dangerous conditions in wet weather being the main source of complaints.,

In conventional terms, gravelling has generally been the preferred option for surfacing when upgrading rural unsealed roads. Gravel materials are provided by the local quarries and hauled by trucks to be laid on the previously shaped formation or road surface to a thickness of typically 100 mm to 200 mm to form an "all-weather" running surface.

A gravel road surface can be appropriate and cost effective in certain specific circumstances; however the gravel pavement is prone to local conditions and weather degradation, unravelling and corrugations. Gravel loss rates per annum can typically of the order of 30mm, depending on such factors as traffic, climate and terrain.

There is a range of alternative surfacing and paving options, proven in various countries that could provide appropriate, economical and sustainable alternatives for Council. Suitability will depend on local circumstances but these alternatives, together with an appropriate use of the available gravel materials, can potentially be cheaper in life-cycle cost terms.

ITEM 11.3 OTTA SEAL INVESTIGATION FOR RURAL GRAVEL ROADS

Unpaved roads generate a continuous cycle of deterioration, which requires substantial amounts of replacement gravel. The amount of gravel required to maintain unpaved roads in acceptable condition is often beyond the limited capacity of Council. The result is a continuous cycle of gravel road deterioration resulting in loss of asset value and the creation of an increasing backlog of road maintenance that contributes to high transport costs.

In the past two decades road authorities in New Zealand have undergone some massive changes in focus including safety, environment and budget. In response to these changes in direction the industry has developed some innovative surfacing products that tick all of the boxes with proven performance over the past 10-15 years. One of these innovations is the use of the Otta seal.

The Otta seals are widely used in New Zealand and have previously been reported to Council and this report will not dwell on the information previously provided. The key message that came from this information is that the Otta Seals have lasted over 15 years.

The summary of findings is:

Maintenance: to date none of the roads constructed since 1999 with the Otta seals or the alternate emulsion modified bases and graded crushed stone seals are in need of patching or resealing. Should future resealing be carried out a bitumen emulsion slurry may be appropriate.

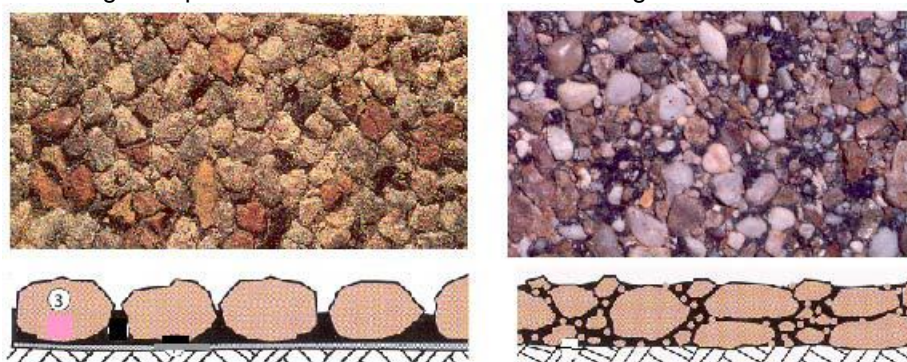
Failures: the only patching required thus far has been due to mechanical damage caused by heavy vehicles turning while the seal was still fresh and scouring caused by fast flowing storm water due to inadequate drainage. One instance of bleeding has been encountered. In this case it was concluded that this was caused by the contractor sweeping off the excess stone too early and exposing the binder to traffic which caused isolated plucking to occur. No rutting has been noted to date indicating that the pavement structure has proven adequate to the traffic loading.

Conclusion: Geometric design standards are generally orientated at higher traffic volumes road which need all-weather accessibility, and a relatively high level of service for the traffic; therefore when considering an upgrade to a low volume use road it becomes unviable because it is much more expensive to construct and maintain, particularly where substantial earthworks are required.

The importance of rural roads extends to all aspects of the economic and social development of our rural communities. The solutions presented may seem unique, in as much as they were developed to meet challenges specific to the area within undeveloped countries and predominantly influenced by the available materials and cost and mitigating the need to fully construct a pavement largely influenced by the fact that the natural gravel is more suited to being modified as a base course, rather than being used as a gravel wearing course.

Nevertheless it is pertinent to note that these solutions developed are also less aggressive to the environment in the long term.

Difference in make-up between a single bitumen chip seal and a single Otta seal



ITEM 11.3 OTTA SEAL INVESTIGATION FOR RURAL GRAVEL ROADS

CONSULTATION:

Bellingen Shire Council
Narrandera Shire Council
Kym Neaylon Executive Manager (Professional Development) Centre for Pavement Engineering Education
Fulton Hogan (bitumen sealing contractor)
Colas (bitumen sealing contractor)
Karen Menzies – Mennz Plant Narrandera

SUSTAINABILITY ASSESSMENT:**Environment**

Unsealed gravel roads generate a continuous cycle of deterioration, which requires substantial amounts of replacement gravel. There are significant environmental implications associated with the report as the Otta seal mitigates gravel loss on pavements, reduces dust issues, reduction in maintenance requirements with respect to maintenance grading operations and reduction in Co2 emissions.

Dust generation in dry weather causes adverse impacts in terms of being a health hazard for communities living adjacent to the road as well as causing pedestrian, animal and vehicle safety problems related to visibility and overtaking movements. In addition, dust emissions cause damage to crops and natural habitats.

Gravel roads are often slippery and dangerous in wet weather, and are susceptible to erosion causing silting of drains and watercourses.

Social

There are social implications associated with this report with the importance of rural roads extending to all aspects of the economic and social development of our rural communities.

Economic

There are economic implications associated with this report with the importance of rural roads extending to all aspects of the economic and social development of our rural communities. The Otta seal provides an economic return to Council in the reduction of routine maintenance costs related to grading/reshaping, patching and obviously complaints from the public.

Risk

There are risk implications associated with this report with the importance of rural roads extending to all aspects of the economic and social development of our rural communities. There may be a perception that the road has been constructed and sealed and drivers do not drive to the appropriate road conditions.

Geometric design standards are generally orientated at higher traffic volumes road which need all-weather accessibility, and a relatively high level of service for the traffic; therefore when considering an upgrade to low volume use roads it becomes unviable because it is much more expensive to construct and maintain, particularly where substantial earthworks are required in essence should an Otta seal be used there is also a lower design factor attributed to a low volume road.

ITEM 11.3 OTTA SEAL INVESTIGATION FOR RURAL GRAVEL ROADS

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

This report recommends funding from working funds to trail a section of pavement and may have an impact on future budgets with the gravel resheeting program being replaced with an Otta seal program.

Working funds – justification for urgency and cumulative impact

Nil at this stage.

Service level changes and resourcing/staff implications

There will be a potential long term service level change as the Otta Seal will reduce the maintenance grading required on unsealed road pavements. Conventionally the Otta seal may be more cost effective to pave the existing gravel road network with a low cost seal than to acquire materials for unsealed roads which would require to be repeatedly re-gravelled in an unsustainable program.

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT**ITEM 11.4 SF2459 310119 LANES BRIDGE BOWRAVILLE - PROGRESS REPORT NO4**

AUTHOR/ENQUIRIES: Paul Gallagher, Assistant General Manager - Engineering Services; Matthew Leibrandt, Manager Infrastructure Services; Clint Fitzsummons, Manager Assets

SUMMARY:

This report provides Council with the fourth progress report on the replacement of Lane's bridge. It is anticipated that the bridge and associated road works will be completed by April 2019 (weather permitting). Works ceased on site for the Christmas period on 21 December and recommenced in mid-January.

RECOMMENDATION:

That Council receive and note the fourth progress report on the replacement of Lanes Bridge as at 31 January 2019.

OPTIONS:

Receive the report.

DISCUSSION:***Current expenditure:***

The budget allocation for the bridge project is \$2.7million. At the time of preparing this report the current expenditure at 31 January 2019 inclusive of both financial years is \$1,400,201.91 which encompasses the committed expenditure for the recently let tenders as follows:

Project Budget	Expenditure 2017/18 Financial Year	Expenditure 2018/19 Financial Year	Project Expenditure To Date	Remaining Budget
\$2,700,000.00	\$161,582,00	\$914,063,00 - committed, expenditure crane hire (approx. \$173,350), piling (approx. \$257,922.5) and supply of precast concrete elements (\$362,100.85). \$324,556.91 - direct costs (includes wages, on-costs and external consultants, bridge design and contribution and compensation of \$45k towards the raising of 8 High Street)	\$1,400,201.91	\$1,299,798.09

- Notable costs which have already been accounted for include precast culverts, bridge guardrails, steel tie down brackets and consulting fees.
- Notable costs which have not yet been accounted for include approach guardrails, bridge lighting, pedestrian fencing and approach road works and materials.

Outcome of negotiations regarding the raising of the dwelling at No. 8 High Street, Bowraville:

ITEM 11.4 LANES BRIDGE BOWRAVILLE - PROGRESS REPORT NO4

The hydrological and hydraulic modelling report determined that only one residence (No. 8 High Street, Bowraville) would be affected by the raising of the bridge. Council's Assistant General Manager Engineering Services and Engineering Designer met on site with owners towards the end of 2018 and confirmed the results of GHD's modelling with them that their dwelling will need to be raised. A letter confirming the discussion held on site, a copy of the quotations received for the raising of the dwelling along with an offer of compensation was provided to the owners. The offer of compensation was based on the component that council would be liable for within the quotations. The offer has subsequently been accepted by the owners and a deed of release issued and signed by all parties to close out the process.

Progress report on the Construction of Lanes Bridge

It is anticipated that the bridge and associated road works will be completed by April 2019 (weather permitting). Works ceased on site for the Christmas period on 21 December and recommenced in mid-January.

At the time of preparing this report significant progress has been made with the bridge structure itself now constructed (with the exception of the concrete deck). The placement of the piles, abutments, girders and headstocks went to program as advised in report No3 and were completed by 15 December.

Preparatory road works have commenced on site for the construction of the road approaches which include the wing walls at the approach slabs at each of the abutments. A temporary side track has been constructed to allow the work to continue on the installation of the culverts on northern side of Rodeo Drive and a realignment of the water main at the location of the culverts.

Communication and Media Release:

The following media releases have been issued:

- 24 May 2018 - Nambucca Shire Council has resolved to replace Lanes Bridge at Bowraville with an all concrete structure at an estimated cost of \$2.7million.
- 24 September 2018 - Construction of Lanes Bridge, Bowraville is about to commence.
- 19 November 2018 – Planned significant traffic delays
- 7 December 2018 – Amended timetable for traffic delays
- Progress reports;
- 27 September 2018 – Progress Report No1 placed on Council's website.
- 31 October 2018 – Progress Report No2 placed on Council's website
- 18 December 2018 – Progress Report No3 placed on Council's website

All road closures alerts have been publicised on MyRoadInfo and the existing road closure notice to emergency and transport services. The above information can also be found on Council's website and MyRoadInfo.

CONSULTATION:

General Manager
Engineer Designer
Surveyor
Manager Infrastructure Services
Structure's Coordinator
Roads Coordinator

ITEM 11.4 LANES BRIDGE BOWRAVILLE - PROGRESS REPORT NO4

SUSTAINABILITY ASSESSMENT:**Environment**

There are significant environmental implications associated with the construction of the new bridge. These have been investigated and mitigation measures included within the project plan.

Social

There are significant social implications associated with the construction of a new bridge, should the road be closed, and residents and industry be required to be diverted for a period of up to 7 months through construction.

Tallowood Steiner School have advised of the implications to their staff and students as follows:

Tallowood Steiner School

Staff members total: 10

Students total: 40

- 1 *6 staff members (both permanent and casuals) affected by this:
Extra 32 minutes travel (without any traffic) one way = Extra 1h and 4 minutes per day
Extra 29.1 kilometres one way = Extra 58.2 kilometres per day*
- 2 *26 students out of 40 affected:*
 - a *Students that travel to school mostly by private car: 7 students between the ages of 5 and 7 will have between 40 minutes to 1h 4 minutes extra travel per day.*
 - b *Bus from North Arm Road: 12 students between the ages of 5 and 12 extra 1h 4 minutes travel per day.*
 - c *Busses from Missabotti: currently students travel from Missabotti to Bowraville, then take bus to Tallowood Steiner School. At the end of day, they take the bus to Bowraville, then change bus to Missabotti busses: 7 students between the age of 6 and 12 will have an extra 2h 8 minutes extra travel per day.*

Economic

There are significant economic implications associated with construction of the new bridge should the road be closed and residents and industry be required to be diverted for a period of up to 7 months through construction. The proposed option mitigates full closure and traffic diversion.

The closing of the whole road pavement has already been met with significant community angst following the story that was prematurely aired on NBN News without seeking any formal advice from the Council and the Engineering Department

Post construction, the bridge will increase economic outlook with less closures and increased productivity.

Risk

There are significant risk implications associated with construction of the new bridge. These have been investigated and mitigation measures included within the project plan. During the course of construction there is the potential of significant flooding of the area during large storm events. The option being recommended reduces the risk in that there is no side track, the bridge deck will be higher than the existing deck level and a single lane of traffic under traffic lights is maintained.

ITEM 11.4 LANES BRIDGE BOWRAVILLE - PROGRESS REPORT NO4

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

The cost of the bridge is generally covered from grants. Council will take a \$1m loan funded through T-Corp to match the federal grant.

Source of fund and any variance to working funds

Council has signed a funding agreement for \$1M for the Federal funding (matched by Council through loan funds) and most recently signed the funding agreement for \$500,000 provided from the State Government under the 'Bridge Timber Replacement' program.

The road is classified as a Regional Road and funding can be provided from within the Block Grant.

Service level changes and resourcing/staff implications

There is a proposed improved service level associated with the raising of the bridge deck by 1.75m, which increases the flood immunity for the community. At present all work has been undertaken in house and tenders let for works outside the scope of Council's bridge team.

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.5 SF1676 310119 2018-19 CAPITAL WORKS PROGRAM MONTHLY REPORT

AUTHOR/ENQUIRIES: Paul Gallagher, Assistant General Manager - Engineering Services; Clint Fitzsummons, Manager Assets; Matthew Leibrandt, Manager Infrastructure Services; Keith Williams, Manager Technical Services; Richard Spain, Manager Water and Sewerage; Wayne Lowe, Manager Business Development

SUMMARY:

The summary of the entire 2018/19 Capital Works Program is located on the Council website. The capital works primarily associated within Engineering Services has been developed to be generally updated on the Council website within the first week of each month. Capital works administered by other departments has been included and staff will provide comment on their individual areas with respect to the progress.

In lieu of the quarterly budget review (QBR) reports, the Capital Works are now reported monthly to Council through the Business Paper which is a more proactive approach to the review of the program and reporting of potential risks as they arise rather than after the fact as per a QBR report.

At the time of preparing this report the Engineering Services Capital Works budget is \$16,962,625 with a current expenditure of \$9,220,125 representing 54% of the allocation year to date (this includes committed expenditure with the primary amounts attributed to the LED street lighting upgrade, Hospital water and sewerage new infrastructure, Bowraville STP upgrade and Lanes Bridge). The overall Capital Works Program expenditure (including other departments and special projects) is \$20,600,722 representing 68% of the allocation year to date.

The Capital Works report has been amended for 2018/19 reporting to include an additional column within the report to reflect the revote of funds or any budget variations. At the time of preparing this report the programming of the works is still being planned. The adoption of the road rehabilitation tender at the last Council meeting has allowed for work to commence earlier than past years.

RECOMMENDATION:**That Council:**

- 1 Receive and note the information pertaining to the progress of the 2018/2019 Capital Works Program for January 2019.**
- 2 Place the savings of \$122,000.00 made on Young's Bridge WO 3309 into the Council Buildings Reserve.**
- 3 Reallocate the budget of \$37,500 on WO 2851 Wirrimbi Road heavy patch and the remaining funds of \$6,900.00 on WO2849 Rodeo Drive to WO 2850 Scotts Head Road Heavy patching to compensate for the additional expenditure incurred due to the subgrade conditions.**
- 4 Reduce the allocation on WO 3279 Gordon Park playground by \$120,000 and Hennessy Tape Oval Playgrounds WO 3418 by \$244,180 within the capital works program.**
- 5 Reduce the budget allocation by \$980,000 on WO 3263 Watt Creek Cycleway Construction within the capital works program.**
- 6 Reallocate the budget of \$11,000 on WO 3091 Valla Beach Road to cover the cost of additional works on WO 3313 Thompson Street.**
- 7 Note that WO 3315 Bismark Street, WO 3320 Nambucca Street, and WO 3319 Nelson Street are in close proximity to each other and were offered to Council's Contractor as a single job package and that the under and overs within the capital works report on these projects are expected to balance out in the budget.**

ITEM 11.5 2018-19 CAPITAL WORKS PROGRAM MONTHLY REPORT

OPTIONS:

No other options were considered with this report.

DISCUSSION:

A publicly available, rolling update of the progress of Council's Capital Works Program will be of assistance to the public, Council staff and Councillors in answering enquiries. It will also provide Council management with the opportunity to more proactively review the implementation of the program and potential risks.

Recommended variations for January 2018/19 financial year to the Capital Works Program:

There are a number of variations recommended for the month of January. Following an analysis of the status of the external grants, staff have determined that some of these projects will either not be commenced or physically completed at 30 June 2019. It is anticipated that the grants will be announced prior to the NSW State Government election on 23 March 2019:

Regional Road Heavy patching WO 2850 Scotts Head Road:

It is recommended that Council reallocate \$37,500 on WO2851 Wirrimbi Road heavy patch and the remaining funds of \$6,900.00 on WO2849 Rodeo Drive and reallocate the funds to WO2850 Scotts Head Road Heavy patching

Reason: To compensate for the additional expenditure incurred due to the subgrade conditions at the heavy patch site. The pavement either side of the original patch had deteriorated and additional works were performed to repair the entire section of pavement. Whilst geotechnical investigation was undertaken for pavement design for the section of road, the poor pavement and subgrade was not evident until the top of the pavement was removed and subgrade exposed, which revealed a number of varying repairs over the past years from stabilised patches to subsoil drainage to support and strengthen the original pavement. The additional expenditure required is able to be sourced from within the RMS Block Grant allocation reducing the scope of the work and removing a project negating the need to draw on any Council working funds. The Wirrimbi Road works will be completed in the 2019/20 financial year under the RMS Block Grant

WO 3279 Gordon Park (\$140,000) and WO 3418 Hennessy Tape Oval Playgrounds (\$264,180):

It is recommended that Council reduce the budget allocation by \$120,000 on WO 3279 Gordon Park within the capital works program (*noting this is grant funding*) and place the funds into a restricted reserve until 2019/20 financial year. This would allow sufficient funds to be used through to 30 June 2019 to continue with the design, public consultation and preparation of tenders.

Similarly it is recommended that Council reduce the budget allocation by \$244,180 on WO3418 Hennessy Tape Oval Playground within the capital works program (*noting this is grant funding*) and place the funds into a restricted reserve until 2019/20 financial year. This would allow sufficient funds to be used through to 30 June 2019 to continue with the design, public consultation and preparation of tenders.

Reason: Council has applied for grants under the 'Everyone Can Play' initiative for funding to design the Gordon Park and Hennessy Tape Oval Playgrounds with accessible, inclusive play equipment. It is anticipated that the 'Everyone can Play' grants will be announced in February, prior to the NSW State Government election on 23 March 2019. These grants are 50/50 funding and could possible double the funds available for one or both of the playgrounds.

The playground designer has provided concept designs with suitable equipment for both playgrounds to accompany the grant applications. The designers are required under the terms of their brief to provide an alternate design and to conduct a workshop with Council to finalise a playground layout before preparing final construction documentation suitable for tender.

ITEM 11.5 2018-19 CAPITAL WORKS PROGRAM MONTHLY REPORT

It would seem prudent to defer the design workshop until the grants are announced so as to take full advantage of the designer's expertise in maximising the play experiences we can provide for the available funding.

As a consequence in delaying the design process it will have an impact on the tendering and construction program. It would still be possible to commence construction in the 2018/19 year; however the project would not be completed until the first or second quarter of the 2019/2020 financial year.

WO 2393 - Bellingin Road Stage 4 (with private cattle underpass)

It is recommended to defer the works until 2019/20 financial year on Bellingin Road at the dairy underpass and transfer the funding of \$320,000.00 to stage five on Bellingin Road due to the cattle underpass not being constructed and that funding be allocated in the 2019/20 budget following the installation of the cattle underpass..

Reason: Councillors may recall that this project has been deferred twice because of the underpass and the funding was reallocated to other stages on the road. This section of road work was funded in this year's program on the premise that the underpass would have been completed.

For the past thirty six months there has been significant consultation with the property owner of the adjacent dairy to construct a cattle underpass (a box culvert within the road reserve that is capable of herding cattle through). The dairy property owners have engaged a private consultant to design the underpass and it was proposed to undertake the road works after the culvert was installed. The property owners have been successful in gaining a state government grant towards the underpass and a contractor has been engaged to construct the underpass.

Council has been advised that the property owners anticipate that they will have the culvert constructed towards the end April 2019 which does not allow adequate time to complete the road works by the end of the 2018/19 financial year.

It would be considered prudent to reallocate the funding to the next priority works on the program

WO 3313 - Thompson Street and WO 3091 Valla Beach Road (intersection Gregory)

Reason: WO 3091 Valla Beach Road will not be done and the \$11,000 Budget allocation is to be allocated to WO 3313 Thompson Street to partly cover the cost of the over run in this project. The remaining \$2,055 is expected to be covered by savings in other areas of the Urban streets Rehabilitation

WO 3315 Bismark Street, WO 3320 Nambucca Street, and WO 3319 Nelson Street

Reason: These three Projects are in close proximity to each other and were offered to Council's Contractor as a single job package. Under and overs in these projects are expected to balance out in the budget.

WO 3262 - Watt Creek Cycleway Construction (\$6,799.65 spent 2017/18)

It is recommended that Council reduce the budget allocation by \$980,000 on WO 3260 leaving approximately \$20,000 to cover existing expenditure and allow sufficient funds to be used through to 30 June 2019 to continue with the design, public consultation and preparation of tenders to cover existing expenditure and minor works that may be required.

Reason: Council were formally notified by the RMS that we were successful in the grant application for the cycleway and included the works within the 2018/19 capital works program as the intimal funding was to undertake survey, design consultation and land acquisition. It must be noted that this is RMS grant funding and the money has not been physically been deposited into Council accounts and is subject to milestone payments.

Advice has been provided by Transport for NSW to not move forward with any further works or negotiation with landholders at this point in time until FIC approval is confirmed in March. Essentially what has been advised is that all of the funding for the project needs to be approved (development & delivery) at this

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meeting, hence the need for the business case. It is also presumed that the grant will be announced in prior to the NSW State Government election on 23 March 2019. This grant is 100% funded as it is still classified as the Pacific Highway

Summary of approved variations for 2018/19 financial year across the Capital Works Program:

At the time of preparing this report, the approved variations to the Budget are:

August 2018 Council meeting:

- Coronation Oval lighting upgrade: Total Budget \$626,950.00
Funding consists of \$500,000 from the Stronger Country Communities Grant Fund and \$126,950 being Council's contribution from working funds. Coronation Oval Committee of Management has also indicated that \$16,000 can be contributed to this project. A tender report was presented to council on the 17 August 2018.
- Macksville Park (lighting, kitchen, and fencing): Total Budget \$284,050.
Funding consists of \$213,050 from the Stronger Country Communities Grant Fund and \$71,000 being Council's contribution from working funds. A tender report for the lighting component was presented to council on the 17 August 2018.
- Regional Road rehabilitation WO 3093 Scotts Head Road:
Reduced the allocation on WO2396 Rodeo Drive rehabilitation by \$90,000 and the funds reallocated to WO3093 Scotts Head Road to cover the additional expenditure incurred due to the subgrade conditions.
- Drainage vote WO 3123: allocated \$25,000 from WO 3123 Stormwater inspections
This was to improve a drainage issue in Mann Street near the Woolworths Service Station, as this is outside the scope of the road works.
- Footpath Augmentation WO 3294:
An allocation of \$70,000 placed in the budget has now been split into the four identified projects as follows:
 - \$12,000 for new footpath in Vernon Street, Scotts Head which will connect the school to Buz Brazel Oval.
 - \$10,000 for Bellevue Drive, Macksville which will provide a connection from the footbridge over Newee Creek to Macksville Bridge.
 - \$33,000 to renew the footpath in Mann Street adjacent to the new road works.
 - \$15,000 added to the V-wall allocation (W3074) to complement works.

October 2018 Council meeting:

- That Council allocate an additional \$53,000 from working funds to WO 3093 Scotts Head Road to cover the cost of a full 200mm sub soils drainage blanket and \$90,000 from the RMS 2017/18 Block Grant WO 2396 Rodeo Drive to cover the additional expenditure on the project attributed to unforeseen adverse pavement conditions, poor subgrade and water springs

November 2018 Council meeting (tenders):

- P5200 - purchase of new waste compactor; That Council accepts the quotation from GCM Enviro for the purchase of a Tana E260 waste landfill waste compactor (T027/2018) and update the Contract Register (TRIM 31325/2016).and allocate an additional \$78,600 from the Waste Reserves to enable the purchase of a new waste landfill compactor.
- WO 3215 March 2017 Natural Disaster funding – Gumma Road; That Council accept the quotation from Fortade Earthmoving Pty Ltd as a lump sum price for T028/2018 Construction of Rock Fill Landslip Remediation, Gumma Road, Gumma (Project ND-MV-71) and update the Contract Register (TRIM 31325/2016) and allocate an amount of \$68,000 as betterment from working funds

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to undertake further remedial bank stabilisation and road reconstruction for the length of approximately 40m of pavement before and after the flood damage affected sections.

Works placed on hold pending further consultation or investigation:

WO 2305 Macksville revitalisation: At the November 15 meeting, Council resolved that this item be deferred and Council seek the views of the Macksville Chamber of Commerce and the Business Advisory Committee as to the cost benefit of the project and staff consult with King and Campbell regarding possible variations to the project that might reduce the cost.

Revised quotations were sought from the contractors that responded to Tender T032/2018, and are subject to a separate report presented in this business paper. In summary the revised tenders have significantly reduced the cost of the works which will now deliver the project as required. A further adjustment in the scope of works has been proposed to deliver the project within budget with a contingency allowance.

Works completed:

At the time of preparing this report the following works have been completed:

Buildings program:

- WO 3053 – Valla Beach Amenities (revote to pay final contract payments)
- WO 3235 – Eungai RFS station extension (revote to pay final contract payments)

Parks and reserves program:

- WO 3074 – V-wall (revote to complete stage one)
- WO 3280 – Scotts Head Beach access improvements
- WO 3063 – Shelly Beach to Wellington Beach trail stage 2
- WO 3280 – Scotts Head beach access
- WO 3261 - Scotts Head Tennis Club fence

Stormwater rehabilitation Program:

- WO 3311 – Mann Street near service station

Kerb and Gutter program:

- WO 3290 – retaining wall (Mann Street Nambucca Heads)
- WO 3287 – Adin Street

Footpath and boardwalks program:

- WO 3077 – Nelson Street
- WO 3304 – Telopea Place

Bridges program;

- WO 3309 – Young's Bridge The bridge was constructed using the pre-cast girders supplied by APS which allowed a two span bridge to be replaced with a concrete single span bridge, this has resulted again in a significant saving in the order of \$122,000.00 on the project and it is recommended that the saving be placed into the reserve for council chambers, either towards the carpet or air-conditioning.

Urban Street rehabilitation Program:

- WO 3310 – Alexander Drive heavy patching
- WO 3311 – Angus Lane
- WO3313 – Thompson Street
- WO3318 – Adin Street

Roads to Recovery Program:

- WO 3231- Riverside Drive upslope stabilisation

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Rural Road reseal Program:

- WO 3325 – Mitchell's Road

Regional Road Program:

- WO 3093 – Scotts Head Road
- WO 3408 – Scotts Head reseal
- WO 2850 – Scotts Head Road heavy patching

Road rehabilitation Program:

- WO 2859 – Scotts Head Road (revote to finalise works form issues attributed to sub grade pavement)

Rural road gravel resheeting Program:

- WO 3100 – Missabotti Road
- WO 2840 – Taylors Arm Road
- WO 3339 – Congarinni Road South

Special Projects Program:

- WO 3238 - Boating Now RSL Carpark Ramp
- WO 1619 - Railway Road
- WO 3270 - Macksville Park Amenities upgrade and Lighting Maintenance
- WO 3400 - Bowraville Theatre upgrade sound & Lighting (Regional Culture Fund)

Water capital works program:

- WO 3343 - Hyland Park main replacement
- WO 3105 - new services

Works in progress:

The preparation works required prior to enacting the reseal program encompassing heavy patching and kerb and gutter repairs in the urban areas have been completed and the contractor will commence the program at the beginning of February.

At the time of preparing this report the following works are in progress:

Bridge Program:

- WO 3085 – Lanes Bridge, in progress (subject to a separate report in this business paper as progress report No.4)

Urban Street rehabilitation Program:

- WO 2752 – Mann Street Nambucca heads from Bent Street to reservoir under construction
- WO 3318 - Adin Street
- WO 3321 - Small Street

Rural road gravel resheeting Program:

- WO 2840 - Taylors Arm Road
- WO 2859 - South Arm Road
- WO 3100 - Missabotti Road

March 2017 Natural Disaster Program:

- WO 3215 – Gumma Road South

Rural Road heavy patching program:

- WO 2776 – Taylors Arm Road

Parks and Reserves program:

- WO 3074 - V-wall improvements (stage two)
- WO 3406 - LED street lighting upgrade, order raised with committed expenditure

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- WO 3257 - Coronation Park light upgrade, order raised with committed expenditure
- WO 3258 - Macksville Park light upgrade, order raised with committed expenditure

Water and sewerage:

- WO 3343 - Hyland Park main replacement
- WO 3242 - New hospital infrastructure
- WO 2352 - Bowraville STP
- WO 1691 - gas monitors and CCTV
- WO 3154 - Macksville PS1 replace valve pit lids
- WO 3164 - Macksville PS11 replace valve pit lids
- WO 3178 - Valla Beach PS6 telemetry
- WO 3181 - Valla Beach PS9 odour dosing unit
- WO 3191 - Nambucca Heads PS5 upgrade

Special Projects program:

- WO 3047 – Dawkins Park
- WO 2411 – Gordon Park
- WO 3104 – Bowraville Connections
- WO 1619 – Railway Road industrial subdivision

Plant replacement program:**Works in progress:**

- P5201 - excavator, tender has closed and the evaluation is in progress
- P5152 - Truck>20t, specifications finalised and to be placed on Vendor Panel
- Purchase of the miscellaneous items

Completed:

- P5515 - General Managers' vehicle purchased and delivered
- P5692 - Manager Water & Sewerage vehicle purchased and delivered
- P5714 - Coordinator Strategic Planning & Natural Resources vehicle purchased and delivered
- P5755 - Area Health & Building Surveyor vehicle
- P5131 - Sewer Crew vehicle (truck replaced by dual cab)
- P5200 - waste compactor
- P5216 - Scales for loader (5216)
- P5210 - Backhoe

CONSULTATION:

General Manager
Manager Water and Sewerage
Manager Infrastructure Services
Manager Assets
Manager Technical Services
Manager Business Development
Finance staff
Engineering Services staff
Coordinators at the Works Depot
Coordinator of Strategic Planning and Natural Resources

SUSTAINABILITY ASSESSMENT:

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Environment

There are no environmental issues associated with this report. Review of Environmental Factors have been undertaken for projects where required.

Social

There are no social issues associated with this report.

Economic

There are no economic issues associated with this report.

Risk

There are no direct risk issues associated with this report, the risk in delivering the program are external factors encompassing suppliers and weather.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

There is a direct impact on the current budgets seeking a variation of \$53,000 from Working Funds. All other capital works are funded within the adopted 2018/19 budget.

Source of fund and any variance to working funds

The variations outlined within the report are funded from within existing works. Council current approved variations as of January - funded from working funds is \$197,950.00.

Service level changes and resourcing/staff implications

There is no additional staff resources required to prepare the report.

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.6 SF247 310119 PERIOD CONTRACT FOR THE SUPPLY OF PRESSURE SEWERAGE SYSTEMS AND ASSOCIATED EQUIPMENT

AUTHOR/ENQUIRIES: Richard Spain, Manager Water and Sewerage

SUMMARY:

Clarence Valley Council (CVC) has previously coordinated a contract for the supply of pressure sewerage systems and components which allowed other Council's to be a party to the contract. This contract expired in September 2018 however CVC have recently called and awarded another 5 year contract and Nambucca Shire Council has again been nominated as a party to the contract.

It is considered to be in Council's interest to utilise this panel supply contract for the purchase of any pressure sewerage pump stations and components over the next 5 years.

A copy of the report prepared for CVC along with the tender prices submitted to CVC is included in a confidential report for Council's information.

NOTE: As per Clause 31 of Council's Code of Meeting Practice a division is required for all tenders considered at Council meetings, which requires the General Manager to record the names of each Councillor supporting and opposing the decision.

RECOMMENDATION:

- 1 That Council endorse the use of the panel contract for the supply of pressure sewerage systems and associated equipment as arranged by Clarence Valley Council with Nambucca Shire Council as nominated party.
- 2 That Council note that the the panel of suppliers shall comprise of Enviro One Services and Installations Pty Ltd and Aquatec Fluid Systems Pty Ltd and update the Contract Register (TRIM 31325/2016).
- 3 That Council note the information contained in the confidential report.

OPTIONS:

Council could get individual quotes for pressure sewerage pump stations and equipment each time there is a requirement for new or replacement components.

DISCUSSION:

The proposal is considered to be straight forward and no further discussion is considered necessary.

CONSULTATION:

Clarence Valley Council

SUSTAINABILITY ASSESSMENT:

Environment

The use of the panel contract will have no direct environmental impact

ITEM 11.6 PERIOD CONTRACT FOR THE SUPPLY OF PRESSURE SEWERAGE SYSTEMS AND ASSOCIATED EQUIPMENT

Social

The use of the panel contract will have no direct social impact.

Economic

The use of the panel contract will lock in prices for the purchase of pressure sewerage components over the next 5 years.

Risk

There is no risk to Council as the contract has already been awarded it is simply a choice as to whether Council wants to be party to it or not.

FINANCIAL:**Direct and indirect impact on current and future budgets**

Any requirement for the purchase of pressure sewerage pump stations and components will be included in future budgets

Source of funds and any variance to working funds

No special source of funds required. Funding will be included in annual budgets

Service level changes and resourcing/staff implications

There are no implications related to levels of service.

ATTACHMENTS:

There are no attachments for this report.

ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.7 T032/2018 310119 T032/2018 CONSTRUCTION OF PLANTER BOXES AND PLANTING OF TREES IN MACKSVILLE TOWN CENTRE

AUTHOR/ENQUIRIES: Stephen Fowler, Project Engineer; Paul Gallagher, Assistant General Manager - Engineering Services; Grant Nelson, Coordinator Strategic Planning & Natural Resources

SUMMARY:

Approval was granted on 21 September 2018 under the General Managers delegated authority Clause 15.9 to call tenders for the Construction of Planter Boxes and Planting of Trees in Macksville Town Centre.

Staff called for tenders during September/ October 2018 and reported the results of the tendering to Council on the 15 November 2018. Council deferred awarding the tender in order to undertake additional consultation and investigate options that may be available to reduce the cost of the project.

Staff have investigated this matter further and as a result of tender negotiations and design refinements the project costs have been reduced to align with the budget. Further to this Staff have undertaken additional consultation with the Business advisory committee and chamber of commerce whom are supportive of the project.

The purpose of this report is for Council to award the tender to the appropriate contractor.

Should Council not award the tender at this time the tender negotiation period will expire and Council will be required to go through the tender process again. Any further modifications to scope or design of the project should be undertaken as a variation once the tender is awarded.

NOTE: This matter is a "Tender Decision" requiring the General Manager to record the names of each Councillor supporting and opposing the decision.

RECOMMENDATION:

- 1 That Council accept the revised tender from Fortade Earthmoving Pty Ltd as a lump sum price for T032/2018 Construction of Planter Boxes and Planting of Trees in Macksville Town Centre and update the Contract Register (TRIM 31325/2016).
- 2 The Council note that trees 8, 10 and 11 have been removed from the scope of the project at this time, and will be incorporated into any future works programs as resolved by Council.
- 3 That staff further consult with the Chamber of Commerce regarding Tree species to be used as part of this project.
- 2 That Council note the confidential report concerning Tender T032/2018 for the Construction of Planter Boxes and Planting of Trees in Macksville Town Centre.

OPTIONS:

- 1 Council could decide to accept the tender of an alternate tenderer.
- 2 Council may resolve not to proceed with the project.

DISCUSSION:

The following is an extract from the report to Council on the 15 November 2018. The remainder of the report can be reviewed in Councils record system (39471/2018)

ITEM 11.7 T032/2018 CONSTRUCTION OF PLANTER BOXES AND PLANTING OF TREES IN MACKSVILLE TOWN CENTRE

The Macksville Town Centre revitalisation plan was presented for public display between December 2016 and February 2017. Council received 33 submissions and these were considered in Council's resolution 13 April 2017 to "endorse the draft revitalisation plan for the implementation in principle and subject to modifications to accommodate works."

Further submissions and consultation with community representatives led to the resolution of Council on 12 October 2017 to use Tibouchina and Magnolia as the tree species for focal points in the Macksville Town Centre. Subsequent expert advice by Landscape Architects (King and Campbell) concluded that these species are inappropriate due to the geological conditions and the absence of drainage infrastructure to drain the plant beds. Weeping Lilly Pilly and Eumundi Quandong have been recommended as more suitable for the site conditions. Tibouchina and Magnolia species will be considered in future tree plantings in locations that are less likely to be affected by wet subsoil conditions.

Council Staff have consulted directly with the landholders adjacent to proposed tree installations or who may otherwise be affected. Their concerns have all been considered in the preparation of the final plans.

Plans for the town centre tree planting were subsequently refined to design detail and approval was granted on 21 September 2018 under the General Managers delegated authority Clause 15.9 to call tenders for the Construction of Planter Boxes and Planting of Trees in Macksville Town Centre.

Staff called for tenders during September/ October 2018 and the results of the tendering were reported to Council on the 15 November 2018. It was notable that all the tenders received exceeded the available budget for the works.

Largely due to the budget variations required to proceed with the project, Council resolved to defer awarding tender T032/2018, investigate refinements to reduce the cost of the project and consult with the Macksville Chamber of Commerce and Business Advisory Committee regarding variations to the project.

As a result of discussion with the contractors as part of post tender negotiations Council staff subsequently revised the design of the planter boxes to a uniform shape that can be constructed in an efficient repetitive method using prefabricated steel formwork. Council will maintain ownership of the formwork at the project completion to use for future stages of works in Macksville or other parts of the shire.

Importantly the modified design maintains the intent of the landscape architects recommendations by incorporating equivalent soil volume for the trees and also maintains all existing parking spaces. A copy of the revised design is attached.

Revised quotations have been sought from those contractors that responded to Tender T032/2018 and Council received two (2) re-visited tenders both having significantly reduced the cost of the works Revised costing were received from:

Fortade Earthmoving; and
Beyond Expectations

Both of these revised tenders would deliver the project as required but Fortade Earthmoving offered the best value for money.

A further adjustment in the scope of works has been proposed to deliver the project within budget with a contingency allowance. It is proposed to delete installations 8, 10 and 11 from the scope of the current project. It is also proposed to include the replacement of Kerb and Gutter in River Street between installations 1 & 2.

Staff presented the revised methodology and plans to The Business Advisory Committee on the 16 January 2018 and the committee resolved the following:

Council proceed with the revised master plan for the Macksville Town Centre street tree planting, noting the removal of street trees previously proposed outside of Eyecare Plus, Megasave

ITEM 11.7 T032/2018 CONSTRUCTION OF PLANTER BOXES AND PLANTING OF TREES IN MACKSVILLE TOWN CENTRE

Bargains and also on Wallace Lane at the corner with Wallace Street (the Department Store corner).

The revised methodology and plans were also forwarded to the Chamber of Commerce on the 15 January 2018 and the following comments were provided.

This matter has been discussed with the executive of the Macksville & District Chamber of Commerce & Industry who have agreed that this project proceed with the tree species to be determined after further consultation with the Chamber.

A Review of Environmental Factors (REF) has been prepared to ensure the environmental factors are considered in the construction process.

CONSULTATION:

Assistant General Manager – Engineering Services
Regional Geotechnical Solutions Pty Ltd
Manager Infrastructure Services
Coordinator Strategic Planning and Natural Resources

SUSTAINABILITY ASSESSMENT:**Environment:**

The construction will be in the footpath and road pavement at various locations within the Macksville Town Centre. An REF has been prepared to ensure construction methods are sympathetic with the ecology, biodiversity and community of the location.

Social

The completed project will enhance the aesthetic appeal of the Macksville Town Centre, providing a pleasing environment to encourage visitors and local residence to utilise the local business facilities. The project will be managed so as to minimize disruption of the use of the adjacent business and inconvenience to the public during construction.

Economic

The Macksville Town Centre Revitalisation project is proposed to enhance the local economy by making the area a more attractive place to do business.

Risk

The refined design and construction methodology will allow the project to be progressed within budget.

Council has undertaken these design refinements within a period of tender negotiations, this period is relatively short and Council is encouraged to proceed to engage a contractor at this time. Any additional changes to the design or scope of the project should be undertaken as a variation with the contractor who is awarded the tender.

Any further delays in tender process may require Council re-tender the project.

FINANCIAL:**Direct and indirect impact on current and future budgets**

ITEM 11.7 T032/2018 CONSTRUCTION OF PLANTER BOXES AND PLANTING OF TREES IN MACKSVILLE TOWN CENTRE

No variation to the available budget of \$245,000 is required to deliver this project as proposed in this report. The project budget now includes a small allowance for contingencies.


Source of funds and any variance to working funds

NIL

Service level changes and resourcing/staff implications

There are no service level changes associated with this report and the project is being managed through Council's Project Engineer in house.

ATTACHMENTS:

1  1856/2019 - Revised Street Tree Planting Plans