



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 26 September 2018

at

3:46pm

at

Ex-Services Memorial Club Board Room, Walcha

PRESENT: Clr EH Noakes (Chairman) Mayor together with Councillors PR Blomfield, WJ Heazlett, JM Kealey, SJ Kermode, CM Lyon and RL Wellings.

IN ATTENDANCE: Mr JG O'Hara, General Manager, Mr DJM Reeves, Director – Engineering Services, and Mrs LJ Latham, Environmental Services Manager.

1. APOLOGIES:

37 **RESOLVED** on the Motion of Councillors Kealey and Lyon that the apology received from Clr Ferrier, due to be out of town on Walcha Jockey Club duties, be **ACCEPTED**.

MINUTES



2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 29 AUGUST 2018:

38 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that the Minutes of the Ordinary Meeting held on Wednesday, 29 August 2018, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record with the following amendments:

Item 6.3 Request for Sponsorship by Walcha Central School for Wellbeing Week on Friday, 16 November 2018.

It was noted that originally it was dated as Friday, 16 September 2018. The resolution has been amended to:

Amendment:

An **Amendment** was **MOVED** Clr Lyon **Seconded** Clr Wellings that Council provide \$3,500 for Wellbeing Week in November 2018 to Walcha Central School.

On being put to the **VOTE** the Amendment was **CARRIED**.

17 It then became the **Substantive Motion** and was put to the **VOTE AGAIN** and **CARRIED**.

Item: 12.3: Variation to Contract Price for the Construction of New Preschool.

Originally the resolution had it was Moved on the motion of Councillors Kealey and Wellings. The resolution has been amended to:

30 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council **ADOPT** the Committee's **RECOMMENDATIONS** that Council **APPROVE** the contract variation as submitted by Boulus Constructions Pty Ltd **FURTHER THAT** authorise the General Manager to sign the necessary documentation.

3. BUSINESS ARISING

Matters of Urgency – Application under Regional Cultural Fund for the Multi Purpose Centre Kitchen.

Councillor Lyon asked whether the other two parties to the MPC upgrade grant still committed to the funding. The General Manager advised that they were and the Grant application was submitted on Thursday, 20 September 2018.

4. DECLARATIONS OF INTEREST

Nil.

5. MAYORAL MINUTE

Nil.

ORDER OF BUSINESS CHANGE

39 **RESOLVED** on the Motion of Councillors Lyon and Blomfield that Council change the order of business to bring the Committee of the Whole Referral forward.



6. SENIOR OFFICERS REPORT

40 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the Senior Officers' Reports be **RECEIVED** for further consideration.

12.0 Committee of the Whole Referral – Walcha Oval Lighting Upgrade AND Staff Committee Minutes – Verbal WO/2018/01987

41 **RESOLVED** on the Motion of Councillors Kealey and Wellings that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Walcha Oval Lighting Upgrade Update be referred to be discussed in Committee of the Whole for the reason that it would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business AND the matter of Staff Committee Minutes be referred to be discussed in Committee of the Whole for the reason that it relates to personnel matters concerning particular individuals (other than Councillors).

12. COMMITTEE OF THE WHOLE

42 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council resolve into Committee of the Whole and that the press and public be excluded from the entire proceedings of the Meeting of the Committee of the Whole for the reason that it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business AND it also relates to personnel matters concerning particular individuals (other than Councillors).

43 The Meeting resumed in **OPEN** Council on the Motion of Councillors Lyon and Kealey.

The Mayor reported whilst in Committee of the Whole the following matters were discussed.

The Chairman publicly declared the recommendations passed by the Committee whilst in Committee of the Whole.

ADOPTION OF COMMITTEE OF THE WHOLE

12.1 Walcha Oval Lighting Upgrade Update WINT/2018/03681

44 **RESOLVED** on the Motion of Councillors Kermode and Kealey that Council engage the Musco Lighting engineers to determine an alternate foundation design to enable the use of the donated poles can be achieved, which may include a variety of methods to accommodate the poor soil qualities found.

A Division was requested by Clr Lyon Seconded Clr Heazlett and the result is:

For: Kermode, Wellings, Kealey and Noakes.



Against: Blomfield, Heazlett and Lyon.

12.2 Walcha Council Staff Committee Meeting Minutes – verbal report

The General Manager left the Meeting as he is the subject of the report.
The Staff Committee conveyed that they are happy with the General Manager's performance and that 2018 – 2019 Performance Agreement objectives will be determined at October's Councillor Briefing Session.

The General Manager returned to the Meeting.

Returned to Original Order of Business:

6.1 Interim Audit Management Letter Year Ending June 2018

WO/2018/01616

45 **RESOLVED** on the Motion of Councillors Kermode and Wellings that the report be **NOTED** by Council.

6.2 Namoi Unlimited – Member Councils Value Proposition

WO/2018/01923

The Report was **NOTED** by Council.

6.3 Request for Financial Assistance for Legal Costs for City of Sydney, North Sydney and Bayside City Councils

WO/2018/01989

46 **RESOLVED** on the Motion of Councillors Heazlett and Blomfield that Council agree to contribute \$1,488.79 as requested, to Local Government NSW for legal costs incurred in the matter of Karimbla Properties v Council of the City of Sydney; Bayside City Council and North Sydney (2017) NSWLEC75 which considered the construction of Section 516(1)(a) of the Local Government Act 1003 as requested by Local Government NSW.

LATE REPORTS:

1. Introduction of Level 4 Water Restrictions **WO/2018/02043**

47 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council install Water Restriction Informational Signs to be displayed only when Level 4 and 5 Water Restrictions are in place.

2. Annual Meeting with Residents – Proposed Schedule for 2018
WO/2018/02050

48 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the proposed Schedule, below, be **ADOPTED**.

Monday, 5 November 2018:

11:30am Moona/Winterbourne – Europambela Shearers' Quarters
2:30pm Ingleba Hall



6:00pm Walcha Council Chambers
Wednesday, 7 November 2018:
9:00am Yarrowitch Hall
11:30am Brackendale – Brockley Park Shed
2:30pm Nowendoc Hall
6:00pm Woolbrook School Library

7. NOTICE OF MOTION

7.1 Notice of Motion 7: Council investigate possibility of supplying Potable Water to Walcha Road and Woolbrook WO/2018/01980

Motion:

It was **MOVED** Clr Blomfield **Seconded** Clr Kealey that Council investigate the possibility of supplying potable water to:

- ✚ Walcha Road – 20km from Walcha – supplying the railway station, Walcha Road Hotel, the Walcha Road Fire Shed and seven homes within the Walcha Road village.
- ✚ Woolbrook – 27km from Walcha – supplying the Woolbrook Memorial Hall, Woolbrook Public School, Woolbrook Sport and Recreation Ground, 25 homes north of Macdonald River and 25 homes south of Macdonald River.

Amendment:

It was **MOVED** Clr Kealey **Seconded** Clr Lyon that Council delay the investigation of the possibility of supplying potable water to:

- ✚ Walcha Road – 20km from Walcha – supplying the railway station, Walcha Road Hotel, the Walcha Road Fire Shed and seven homes within the Walcha Road village.
- ✚ Woolbrook – 27km from Walcha – supplying the Woolbrook Memorial Hall, Woolbrook Public School, Woolbrook Sport and Recreation Ground, 25 homes north of Macdonald River and 25 homes south of Macdonald River.

UNTIL the outcome of the Boundary Adjustment is known.

A **FORESHADOWED Motion Moved** by Clr Lyon that Council **INCLUDE** the consideration of investigating the possibility of supplying potable water to:

- ✚ Walcha Road – 20km from Walcha – supplying the railway station, Walcha Road Hotel, the Walcha Road Fire Shed and seven homes within the Walcha Road village.
- ✚ Woolbrook – 27km from Walcha – supplying the Woolbrook Memorial Hall, Woolbrook Public School, Woolbrook Sport and Recreation Ground, 25 homes north of Macdonald River and 25 homes south of Macdonald River.

IN future Strategic Plans.

The **Amendment** was then **WITHDRAWN**.



The **FORESHADOWED Motion** was Seconded Clr Wellings and was put to the **VOTE** and **CARRIED**.

49 It then became the Substantive Motion and was put to the **VOTE** and **CARRIED**.

8. MATTERS OF URGENCY

Nil.

9. MANAGEMENT REVIEW REPORTS

WO/2018/01980

50 **RESOLVED** on the Motion of Councillors Lyon and Kermode that items included in the Management Review Report, numbered 9.1 to 9.16, inclusive be **NOTED** by Council.

10. COMMITTEE REPORTS

10.1 Minutes of the Walcha Preschool Committee Meeting held at the Walcha Preschool on Tuesday, 10 April 2018.

WO/2018/00613

51 **RESOLVED** on the Motion of Councillors Kermode and Wellings that Council **ADOPT** the Environmental Awareness, Equipment, Outdoor Safety, Behaviour Guidance, Inclusion, Orientation for Children, and Supervision of Children Policies as presented.

11. DELEGATE REPORTS

11.1 Minutes of the New England Bush Fire Management Committee Meeting held at New England Fire Control Centre on Tuesday, 21 August 2018.

WI/2018/10094

11.2 Draft Minutes of Namoi Unlimited Board Meeting held on Tuesday, 4 September 2018 at Walcha Council Chambers, Hamilton Street, Walcha.

WI/2018/11430

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:28PM.