

**MINUTES OF THE ORDINARY MEETING OF THE WALCHA COUNCIL
HELD IN THE COUNCIL CHAMBERS, HAMILTON STREET, WALCHA ON
WEDNESDAY, 24 SEPTEMBER 2008 COMMENCING AT 1.58PM**

PRESENT: Councillor WJ Heazlett (Chairman) Mayor, together with Councillors DJ Cross, JM Archdale, KW Ferrier, L Levingston, RS Thomson, MJ Woods and SJ Schmutter.

IN ATTENDANCE: Mr J G O'Hara (General Manager) Mr SC McCoy (Director – Engineering Services) and Mr GA Moran (Director – Environmental Services).

APOLOGIES:

NIL.

**CONFIRMATION OF THE ORDINARY MEETING MINUTES OF THE
WALCHA COUNCIL HELD ON WEDNESDAY, 27 AUGUST 2008:**

39 **RESOLVED** on the Motion of Councillors Ferrier and Levingston that the Minutes of the Ordinary Meeting of the Walcha Council held on Wednesday, 27 August 2008, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

DECLARATIONS OF INTEREST

Councillor Ferrier declared an interest in item 7 – Woolbrook Community Development Committee request for financial assistance – being a Committee member.

Councillor Archdale declared an interest in item 3 – Development Application – HE Ralston & PA Heinrich – Subdivision of Land – as her husband has an interest in a real estate business and could possibly be involved in the marketing of the subdivision.

MATTERS ARISING FROM PREVIOUS MEETING MINUTES:

Late Item Number 4. Purchase of Artwork to be loaned to the Speakers of the NSW Legislative Assembly's office - Presentation

40 **RESOLVED** on the Motion of Councillors Ferrier and Woods that Council approach to the local member to ascertain his availability to come to Walcha possibly for dinner to present the artwork to him.

SENIOR OFFICERS' REPORTS

41 **RESOLVED** on the Motion of Councillors Ferrier and Levingston that the Senior Officers' Reports be received for further consideration.

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1. DISCLOSURE OF POLITICAL DONATIONS AND GIFTS

WINT/08/1782

The Report was **NOTED** by Council.

2. NATURAL DISASTER MITIGATION PROGRAM 2008/09 – GRANT APPLICATION

WINT/08/1779

42 **RESOLVED** on the Motion of Councillors Cross and Schmutter that Council note the report and **FURTHER THAT** options for funding Council's share of the cost of implementing the Floodplain Risk Management Plan be investigated.

43 **RESOLVED** on the Motion of Councillors Woods and Cross that Council suspend Standing Orders to allow the Works Manager, Stephen Roberts, to give Council a presentation on the flood study.

Mr Roberts gave the Council a brief presentation and update on the Flood Study project.

44 **RESOLVED** on the Motion of Councillors Woods and Levingston that Council resume Standing Orders.

AFTERNOON TEA

Council adjourned for afternoon tea at 3.00pm and resumed at 3.33pm. During afternoon tea a presentation was made to Jim Moon, former employee, who retired in August 2008.

3. DEVELOPMENT APPLICATION – HE RALSTON & PA HEINRICH – SUBDIVISION OF LAND

WINT/08/1788

Councillor Archdale declared an interest in this matter and left the Meeting and took no further part in the debate.

45 **RESOLVED** on the Motion of Councillors Woods and Ferrier that Development Application lodged by HE Ralston & PA Heinrich to subdivide Lots 491 & 493 in DP 756502 into three Lots comprising Lot 1 2042 sq metres, Lot 2 805 sq metres and Lot 3 948 sq metres be approved subject to the following conditions:

1. Thee Street from its intersection with North Street south to the southern side of the access to proposed Lot 1 shall be bitumen seal. The pavement formation width shall be a minimum of 8.4 metres with a minimum seal width of 6.0 metres.
2. A concrete layback shall be provided on the future kerb line to service each allotment. The road shoulder shall be bitumen sealed from the edge of the existing seal in North Street and the edge of the new seal in Thee Street to each

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adjacent concrete layback. The driveway from the back of the layback to the property alignment shall also be bitumen sealed for each Lot.

3. The pavement for the roadways and/or driveways shall be designed in accordance with Austroads or other industry recognised standards providing a pavement suitable for the design estimated vehicle movements. All bitumen sealed pavements shall be sealed with a minimum of two coats of bitumen and aggregate real.
4. A 100mm diameter water main shall be provided from the existing main in North Street along the eastern boundary of Lot 492 and proposed Lot 2. The new main will be located within the Thee Street road reserve on an alignment to be determined by Council. Any 100 mm diameter mains shall become the property of Council and be maintained by Council.
5. A 20mm water service and meter shall be provided to each new Lot.
NOTE: All water mains and connections shall be designed in accordance with industry recognised standards.
6. A new service is to be provided to proposed Lot 2 replacing the existing service that passes through proposed Lot 3.
7. The existing sewer main in Thee Street shall be extended in a southerly direction to service proposed Lot 1. The extension is to be in a minimum 150mm and shall become the property of Council and be maintained by Council.
8. Sewer junctions to be provided within the boundary of each Lot
9. All sewer mains and connections shall be designed in accordance with industry recognised standards.
10. All new lots to be connected with individual power connection. NOTE: the applicant to be encouraged to provide any new cabling or upgrading of existing cabling required to service the new subdivision to be installed underground.
11. Council will require certification from telecommunications and electricity providers confirming that satisfactory arrangements have been made for the provision of telecommunications and electrical services to the created allotments.

NOTE: Approval to proceed with any subdivision work will require the submission of road design plans, pavement design report, traffic management plans, water design plans, sewer design plans, stormwater design plans, specifications and other supporting documentation that verifies that the above requirements have been properly addressed.

The environmental impact of any work may also need to be assessed.

It should also be noted that this is not an exhaustive, comprehensive statement of subdivision requirements and does not contain the full technical details required for all elements of the engineering work required. It will be the responsibility of the

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developer to engage appropriately qualified consultants and/or contractors to carry out the required designs and documentation and provide the full technical details.

The cost of providing plans, specifications and undertaking the engineering works is the responsibility of the proponent.

Councillor Archdale returned to the Meeting.

**4. PLANT REPLACEMENT PROGRAM 2008/09 – REPLACEMENT OF
JOHN DEERE MOWER – PLANT NO.5027 WINT/08/1778**

46 **RESOLVED** on the Motion of Councillors Cross and Ferrier that Council vary the Plant Replacement Program 2008/09 to include the replacement of the John Deere 1445 Mower (Plant No.5027) and defer the replacement of the Safeway Mobile Traffic Lights (Plant No.5017) until 2009/10.

**5. DEVELOPMENT APPLICATION 22-2008 – SUBDIVISION OF LAND
(FAULKNER) – KOALA PLAN OF MANAGEMENT WINT/08/1783**

47 **RESOLVED** on the Motion of Councillors Woods and Ferrier that Council adopt the Koala Plan of Management for the proposed Rural Residential Subdivision at Oxley Drive, Walcha **FURTHER THAT** refer the Plan of Management to the Director National Parks and Wildlife Service.

**6. APPLICATION TO CLOSE PUBLIC ROAD THROUGH LOTS 10, 17 &
46 DP 755346 NIANGALA WINT/08/1780**

48 **RESOLVED** on the Motion of Councillors Cross and Schmutter that Council agree to the closure of the public road passing through and adjacent to Lots 10, 17 and 46 DP 755346 subject to the following conditions:

1. Any cost to Walcha Council in processing the road closure is met by the applicant.
2. There are no objections from the Tamworth Regional Council or adjacent land owners to the proposed road closure.

**7. WOOLBROOK COMMUNITY DEVELOPMENT COMMITTEE –
REQUEST FOR FINANCIAL ASSISTANCE WINT/08/1786**

Councillor Ferrier left the Meeting and took no part in the debate.

It was MOVED Councillor Woods Seconded Councillor Cross that Council contribute \$1,500 to the Woolbrook Community Development Committee.

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An Amendment was MOVED by Councillor Archdale Seconded Councillor Thomson that Council contribute \$1,000 to the Woolbrook Community Development Committee.

The Amendment on being to the vote was **CARRIED**.

49 It then became the substantive motion and was put to the vote and **CARRIED**.

Councillor Ferrier returned to the Meeting.

8. PECUNIARY INTEREST RETURNS FOR 2007/2008 WO/08/844

50 **RESOLVED** on the Motion of Councillors that Council formally records that the Ordinary Returns of Pecuniary Interest required to be submitted by Councillors, the General Manager and Designated Staff, for the period of 1 July 2007 to 30 June 2008 have been submitted as required and have been tabled in accordance with the provisions of Section 450A of the Local Government Act, 1993.

9. CLIMATE CHANGE SEMINARS WINT/08/1781

The Report was **NOTED** by Council.

**10. DRAFT NEW ENGLAND DEVELOPMENT STRATEGY PUBLIC
EXHIBITION AND COMMUNITY CONSULTATION MEETINGS**

WINT/08/1787

The Report was **NOTED** by Council.

11. GENERAL MANAGERS CONDITIONS OF CONTRACT

WINT/08/1790

51 **RESOLVED** on the Motion of Councillors Archdale and Ferrier that **NOTE** the Report.

LATE REPORTS

1. REFER FINANCIAL STATEMENTS TO AUDIT WINT/08/1791

52 **RESOLVED** on the Motion of Councillors Woods and Thomson that the 2007/2008 Financial Reports be referred for Audit and **FURTHER THAT** a Statement in accordance with Section 413 of the Local Government Act, 1993 be completed and signed by the appropriate signatories.

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WALCHA MANAGEMENT REVIEW REPORTS

WO/08/845

53 **RESOLVED** on the Motion of Councillors Woods and Levingston that items included in the Management Review Report, numbered 1 to 8 inclusive, be **NOTED** by Council.

Committee Reports:

- a) Minutes of the Walcha Beautification & Tidy Towns Committee Meeting held on Monday, 1 September 2008. WINT/08/1785
- b) Minutes of the Walcha HACCC Advisory Committee Meeting held on Monday, 15 September 2008. WINT/08/1784

54 **RESOLVED** on the Motion of Councillors Ferrier and Woods that Council write to the Hunter New England Area Health Service and our Local Member to allocate/provide recurrent funding for the position of Primary Care Nurse with the Walcha Health Service.

Delegate Reports:

- a) Minutes of the Walcha Australia Day Committee Meeting held on Monday, 4 February 2008. WI/08/4865
- b) Delegates Report on the Liquor Accord Meeting held on Wednesday, 17 September 2008. WO/08/863

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5.20PM.