



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 26 August 2020

at

3:55pm

at

Walcha Council Chambers

The Audio Recording Statement was read by Mayor Noakes.

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

IN ATTENDANCE: Mrs AD Moddero – General Manager, Mrs LJ Latham – Director Environment & Development, Mr PR Murray – Director Infrastructure and Mrs EL Hobbs – Executive Assistant.

1. LEAVE OF ABSENCE:

28 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the Leave of Absence submitted by Clr Heazlett, having a family commitment, be **ACCEPTED**.



2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 29 JULY 2020:

29 **RESOLVED** on the Motion of Councillors Kealey and Lyon that the Minutes of the Ordinary Meeting held on Wednesday, 29 July 2020, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

3. BUSINESS ARISING

Nil.

4. DECLARATIONS OF INTEREST

Item 6.1 – Procurement Policy

Clr Kermode declared a pecuniary interest in this matter due to being a local business.

Item 6.2 – Transfer of Crown Road off Rosedale Road to Council

Clr Wellings declared a non-pecuniary non-significant interest in this matter due to being related to the Applicant's partner.

Item 8.0 – Matters of Urgency – Request for Additional Funds for Youth Hall Project

Clr Blomfield declared a non-pecuniary non-significant interest in this matter due to his daughter being a Committee Member of the Walcha Indoor Hockey Association who utilise this Hall.

Item 13.3 – Local Road & Infrastructure Program Project Nominations

Clr Lyon declared a non-pecuniary non-significant interest in this matter due to using Brackendale Road on occasion to access place of residence.

5. MAYORAL MINUTE

Nil.

6. SENIOR OFFICERS REPORT

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

6.1 Procurement Policy

WO/2020/02618

Clr Kermode left the Chambers and took no part in the debate.

31 **RESOLVED** on the Motion of Councillors Lyon and Kealey that Council:

1. Exhibit the Draft Procurement Policy for a period of 28 days;
2. Address the policy changes at the corporate event with local businesses scheduled for 28 August 2020; and



3. **ADOPT** the Draft Procurement Policy as presented subject to no submissions received during the exhibition period noting amendments discussed in Workshop with Councillors today.

Clr Kermode returned to the Chambers and was advised of the resolution.

6.2 Transfer of Crown Road off Rosedale Road to Council

WO/2020/02514

Clr Wellings left the Chambers and took no part in the debate.

32 **RESOLVED** on the Motion of Councillors Kermode and Blomfield that Council **APPROVE** the transfer of the section of Crown Reserve adjoining Lot 31 DP756481 and Lot 40 DP756481 subject to the applicant agreeing to:

- a) All costs associated with the transfer including survey, conveyancing, fees, land purchase cost, gazettal, staff time as per current Council Fees & Charges etc. are borne by the Applicant,
- b) The Applicant engaging and retaining a suitably skilled and capable legal professional to complete this task,
- c) All driveway works are subject to Council approval under Section 138 Roads Act 1993, with particular conditions regarding retaining unimpeded drainage, erosion and sedimentation control and minimising the disturbance of existing vegetation,
- d) The responsibility for the ongoing maintenance of would remain with the owner of the lots benefiting from the access,
- e) The Applicant acknowledging that any improvement greater than the construction of a dwelling on their property may require a higher standard of access to be constructed as part of the conditions of development consent.

Clr Wellings returned to the Chamber and was advised of the resolution.

7. NOTICES OF MOTION

Nil.

8. MATTERS OF URGENCY

A Matter of Urgency was raised by Clr Kealey being a request from the Showground Trust for Additional Funding for the Youth Hall Project and due to the time required to complete this project within funding agreement timelines it presents as URGENT.

Clr Blomfield indicated a non-pecuniary non-significant interest in this matter due to his daughter being a committee member of the Walcha Indoor Hockey Association who utilise the Youth Hall, and therefore he left the Chambers.



33 **RESOLVED** on the Motion of Councillors Ferrier and Wellings that this matter be discussed as a Matter of Urgency. It was ruled as a Matter of Urgency by the Chairperson.

34 **RESOLVED** on the Motion of Councillors Kealey and Lyon that Council approve the additional funding by \$4,700 budget transfer from the Levee Bank Lighting Project to the Youth Hall Roof Project, noting that:

1. Both projects are funded under Round 2 of the Stronger Country Communities Fund Program and variations between projects in the same round are possible; and
2. In the event that when scope and costs of the Levee Bank Lighting Project are confirmed and if the \$4,700 is needed by the Project, then Council will consider this funding being returned to the Project Budget, sourced from Council General Funds.

Clr Blomfield returned to the Chambers and was informed of the resolution.

9. MANAGEMENT REVIEW REPORTS

35 **RESOLVED** on the Motion of Councillors Wellings and Lyon that the Management Review Reports be **RECEIVED** for further consideration.

9.1 Office of the General Manager

WINT/2020/04499

36 **RESOLVED** on the Motion of Councillors Ferrier and Kermode that items included in the Office of the General Manager Management Review Report be **NOTED** by Council.

9.2 Infrastructure

WO/2020/02636

37 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that items included in the Infrastructure Management Review Report be **NOTED** by Council.

9.3 Environment & Development

WO/2020/02710

38 **RESOLVED** on the Motion of Councillors Kealey and Wellings that items included in the Environment & Development Management Review Report be **NOTED** by Council.

9.4 Community & Tourism

WO/2020/02830

39 **RESOLVED** on the Motion of Councillors Wellings and Kealey that items included in the Community & Tourism Management Review Report be **NOTED** by Council.



10. COMMITTEE REPORTS

- 10.1 Minutes of the Walcha Council Tourism Advisory Committee Meeting held on Thursday, 18 June 2020 at the Council Chambers, Hamilton Street, Walcha. **WO/2020/02045**
- 10.2 Minutes of the Walcha Town & District Beautification & Tidy Towns Committee Meeting held on Wednesday, 8 July 2020 at the Council Chambers, Hamilton Street, Walcha. **WO/2020/02309**
- 10.3 Minutes of the Walcha Mountain Festival Committee Meeting held on Wednesday, 22 July 2020 at the Council Chambers, Hamilton Street, Walcha. **WO/2020/02386**
- 10.4 Minutes of the Walcha Motorcycle Rally Committee Meeting held on Thursday, 23 July 2020 at the Council Chambers, Hamilton Street, Walcha. **WO/2020/02503**
- 10.5 Minutes of the Walcha Council Preschool Advisory Committee Meeting held on Monday, 10 August 2020 at the Walcha Preschool, Derby Street, Walcha. **WO/2020/02835**

40 **RESOLVED** on the Motion of Councillors Wellings and Kermodé that the Preschool Policies be **ADOPTED** as presented.

11. DELEGATE REPORTS

Nil.

12. QUESTIONS ON NOTICE

12.1 Questions with Notice: Clr Wellings & Clr Lyon **WO/2020/02831**
The Report was **NOTED** by Council.

13. CLOSED COUNCIL MEETING

13A Referral to Closed Council Meeting – Tender for Provision of Road Resurfacing REGPRO162021 AND Local Road & Infrastructure Program Project Nominations **WO/2020/02833**

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 Tender for Provision of Road Resurfacing REGPRO162021 AND Local Road & Infrastructure Program Project Nominations be referred to be discussed in Closed Council and close the meeting to the public for the reason that the reports relate to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.



13B Referral to Closed Council Meeting – Request to Improve Driveway

WO/2020/02838

42 **RESOLVED** on the Motion of Councillors Ferrier and Kermode that, in accordance with the provisions of *Section 10* of the *Local Government Act, 1993*, the matter of Request to Improve Driveway be referred to be discussed in Closed Council and close the meeting to the public for the reason that the report relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

43 **RESOLVED** on the Motion of Councillors Ferrier and Blomfield that Council resolve into Closed Council Meeting and that the press and public be excluded from the entire proceedings of the Meeting of the Closed Council for the reason that the reports relate 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 a report relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of Council.

44 The Meeting resumed in **OPEN** Council on the Motion of Councillors Wellings and Blomfield.

PRESENT: Present and IN Attendance were the same as listed in the Minutes of the Ordinary Meeting with the exception of the press and the public.

The Chairman publicly declared the **Resolutions** passed by the Council whilst in Closed Council Meeting.

13.1 Tender for Provision of Road Resurfacing REGPRO162021

WINT/2020/04492

CC: 10/202021 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council adopts the tenders representing best value to a panel contract for the provision of Road Resurfacing Services for the period 01 October 2020 until up to 30 September 2024 and the preferred tenders are:

- a) BMR Quarries Pty Ltd
- b) All Pavement Solutions Pty Ltd
- c) New South Wales Spray Seal Pty Ltd
- d) Bitupave Ltd t/as Boral Asphalt

13.2 Request to Improve Driveway

WO/2020/02504

CC: 13/202021 **RESOLVED** on the Motion of Councillors Kealey and Kermode that Council honour the agreement made to construct the new driveway for the applicant as detailed in the body of the report.



13.3 Local Road & Infrastructure Program Project Nominations

CC: 14/202021 **RESOLVED** on the Motion of Councillors Wellings and Kermode that:

1. Council Apply for Local Road & Community Infrastructure funding for the following projects as outlined below with estimate costs contained in Table 1 of this report:
 - a. Walcha Pool Fence Replacement;
 - b. Walcha Pool Storage Improvements;
 - c. Walcha Pool Solar Heating upgrade;
 - d. Walcha Pool Balance Tank Renewal;
 - e. McHattan Park works to improve access and facilities;
 - f. Improve Pedestrian Access at Walcha Hospital;
 - g. Construct Levee Bank Pedestrian Underpass; and
 - h. Improve Pedestrian Safety on Blue Hogan Bridge.
2. On approval of funding by the Federal Government, Council amend the 2020/21 Council budget at a future Quarterly Budget Review to include the projects and funding allocations included in Table 1; and
3. Council Amend the 2020/21 Council budget at the next Quarterly Budget Review to allocate the budget described in Table 2 from remaining unallocated Bushfire Recovery grant funds to improve heavy vehicle access to Brackendale Road Bridge near Lowanna Road.

Councillor Lyon recorded his vote **AGAINST** this Recommendation.

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 6:02PM.