



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 19 February 2014

at

1:10pm

at

Walcha Council Chambers

**PRESENT:** Clr JM Archdale (Chairman) Mayor together with Councillors KW Ferrier, WJ Heazlett, L Levingston, CM Lyon, RS Thomson and MJ Woods.

**IN ATTENDANCE:** Mr JG O'Hara, General Manager, Mr SC McCoy, Director – Engineering Services, and Mr GA Moran, Director – Environmental Services.

### **1. APOLOGIES:**

120 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that the apology received from Clr Schmutter, being absent due to work commitments, be **ACCEPTED**.

MINUTES



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**2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON MONDAY, 16 DECEMBER 2013:**

121 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that the Minutes of the Ordinary Meeting held on Monday, 16 December 2013, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

**CONFIRMATION OF THE EXTRA ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 29 JANUARY 2014:**

122 **RESOLVED** on the Motion of Councillors Lyon and Levingston that the Minutes of the Extra Ordinary Meeting held on Wednesday, 29 January 2014, copies of which have been distributed to all member, be taken as read and confirmed a **TRUE** record.

**3. BUSINESS ARISING**

Nil.

**4. DECLARATIONS OF INTEREST**

**6.1 Request for Alcohol Free Zone in Walcha WO/2014/00206**

Clr Ferrier declared a pecuniary interest in this matter as he is the Secretary of the Liquor Accord Committee and the Walcha Jockey Club.

**6.4 Request for Membership of the Walcha Town and District Beautification & Tidy Towns Committee WO/2014/00002**

Clr Woods declared a non-serious non-pecuniary interest in this matter as her mother is a member of the Committee.

**Late Report – 1 Walcha Town Water Supply – Update on Increasing Access to Raw Water and Investigating Options to Improve Raw Water Security WO/2014/00251**

Clr Woods declared a pecuniary interest in this matter as her in-laws property is a possible source of raw water.



**5. MAYORAL MINUTE**

The Mayor advised the Meeting that herself and the General Manager will be meeting with Adam Marshall this Friday, 21 February 2014 at his office in Armidale to discuss the possible loss of forestry jobs in the town.

**6. SENIOR OFFICERS REPORT**

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

**Change of Order of Business:**

124 **RESOLVED** on the Motion of Councillors Lyon and Thomson that the order of business be altered with Item 6.1 – Request for Alcohol Free Zone in Walcha be considered after Afternoon Tea.

**6.2 Quarterly Review of Operational Plan & Budget as at December 2013 WO/2014/00152**

125 **RESOLVED** on the Motion of Councillors Thomson and Levingston that Council adopt the December 2013 Quarterly Budget Review Statements **FURTHER THAT** Council approve the variations in Income and Expenditure votes as detailed in the December 2013 Income and Expenses and Capital Expenditure Statements.

**6.3 Delivery Program Six Monthly Review 2013/2014 – 2016/2017 WO/2014/00242**

126 **RESOLVED** on the Motion of Councillors Thomson and Levingston that in accordance with the provisions of the Local Government Act, 1993, Council adopt the Delivery Program 2013/2014 – 2016/2017 December 2013 six monthly review.

**6.4 Request for Membership of the Walcha Town & District Beautification & Tidy Towns Committee WO/2014/00002**

Clr Woods declared a non-serious non-pecuniary interest.

127 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that Council appoint Mr Hallenan's to the Walcha Town and District Beautification & Tidy Towns Committee.



**6.5 Application to Extend Development Application Number 10.2013.28 by Walcha Farmers' Market Committee**

**WO/2014/00243**

128 **RESOLVED** on the Motion of Councillors Woods and Thomson that the Application to Extend and Modify Development Consent DA 10.2013.28 by Walcha Farmers' Market Inc to conduct a market and erect associated signage at McHattan Park and adjoining South Street Walcha be approved subject to the following conditions:

1. Increasing the number of stalls from 30 to 35.
2. Relocating the bus pick-up area from South Street to the Visitors Information Centre in Fitzroy Street Walcha on Market Day only.

129 **RESOLVED** on the Motion of Councillors Woods and Ferrier that the request to locate a sandwich board sign in front of the Visitor Information Centre be **REFUSED FURTHER THAT** Council:

1. Set the time limit of the development consent to **two (2) years**.
2. Provide **no support** to the Committee in physically closing the street and the placement of signs.
3. Set **no fee** for conducting the markets.

**6.6 Council Meeting Arrangements**

**WO/2014/00187**

It was **MOVED** Councillor Woods **SECONDED** Councillor Ferrier that there be no change to the Council Meeting time that being the last Wednesday of the month commencing at 2:00pm.

An Amendment was **MOVED** Councillor Heazlett that Council alter the time of the Meeting and commence it at 3:00pm. The Amendment **FAILED** to get a **SECONDER** and **LAPSED**.

130 The Original Motion became the Substantive Motion and was put to the **VOTE** and **CARRIED**.

Councillor Heazlett and Lyons recorded their **VOTE AGAINST** this Motion.

131 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that the June 2014 Meeting be held on Tuesday, 24 June 2014 commencing at 2:00pm.



**STANDING ORDERS:**

132 **RESOLVED** on the Motion of Councillors Lyon and Levingston that Standing Orders be **SUSPENDED** to allow Graeme Kershaw and Anne Galloway from Medicare Local Tamworth to address the Council.

133 **RESOLVED** on the Motion of Councillors Levingston and Heazlett that Council **RESUME** Standing Orders.

**6.7 Woolbrook Windfarm – Department of Planning & Infrastructure – Director General’s Environmental Assessment Requirements**  
**WO/2014/00169**

The Report was **NOTED** by Council.

**6.8 Walcha Council’s Trout Facility** **WO/2014/00163**

The Report was **NOTED** by Council.

**6.9 Rural Primary Health Service – New England Medicare Local**  
**WO/2014/00190**

The Report was **NOTED** by Council.

**6.10. Committee of the Whole Referral – Tenders for External Audit Services from 1 July 2013 to 30 June 2019 AND Update on Medical Practitioners**  
**WO/2014/00151**

134 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of tenders for external audit services be referred to be discussed in 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 **FURTHER THAT** the matter of update on Medical Practitioners be referred to be discussed in Committee of the Whole for the reason that it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

**AFTERNOON TEA**

Council adjourned for afternoon tea at 2:55pm and resumed at 3:20pm.



**6.1 Request for Alcohol Free Zone in Walcha WO/2014/00206**

135 **RESOLVED** on the Motion of Councillors Woods and Lyon that Council not agree to the request to prepare a proposal for an Alcohol Free Zone or a further Alcohol Prohibited Area in Walcha.

**LATE REPORTS:**

**1. Walcha Town Water Supply – Update on Increasing Access to Raw Water and Investigating Options to Improve Raw Water Security WO/2014/00251**

Clr Woods declared a pecuniary interest and left the Chambers and took no part in the debate.

The Report was **NOTED** by Council.

Clr Woods returned to the Chambers and was advised of the outcome.

**STANDING ORDERS:**

**4:10pm:**

136 **RESOLVED** on the Motion of Councillors Lyon and Levingston to **SUSPEND** Standing Orders to allow Sergeant Anthony Smith to address Council.

**4:50pm:**

137 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that Council **RESUME** Standing Orders.

**2. Walcha Home & Community Care Advisory Committee Membership WO/2014/00278**

138 **RESOLVED** on the Motion of Councillors Woods and Ferrier that the current members of the Walcha Home & Community Care Advisory Committee being Kate Hoy, Ron Denham, Sue Reardon, Brenda Walker, Debra Sweeney and Shirley Davison be appointed to the Walcha Home & Community Care Advisory Committee **FURTHER THAT** the purpose of the Committee be amended to:

- ❖ Advising on policy matters in accordance with the Funding Agreements.
- ❖ Assisting Council with strategic issues relating to the development of programs and service delivery.
- ❖ Identifying appropriate services that are required in the community.



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**7. MATTERS OF URGENCY**

Nil.

**Information Only:**

Councillor Woods informed the Meeting that the Division of Local Government has been downgraded and is now referred to as the Office of Local Government.

**8. MANAGEMENT REVIEW REPORTS** WO/2014/00153

139 **RESOLVED** on the Motion of Councillors Levingston and Thomson that items included in the Management Review Report, numbered 1 to 9 inclusive, be **NOTED** by Council.

**9. COMMITTEE REPORTS**

**9.1 Minutes of the Walcha HACC Advisory Committee Meeting held at the HACC Rooms on 9 December 2013. WO/2014/00244**

140 **RESOLVED** on the Motion of Councillors Woods and Lyon that the Walcha Home and Community Care be renamed Walcha Council Community Care.

**9.2 Minutes of the Walcha Council Community Care Meeting Planning Day held on 21 January 2014. WO/201/00133**

141 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Walcha Council Community Care identify and seek funding opportunities to deliver the GANT program in Walcha.

142 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Walcha Council Community Care seeks additional parking spaces to service the Walcha Council Community Care office and the Day Care Centre.



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## **10. DELEGATE REPORTS**

- 10.1 Minutes of the Uralla Shire Council Tablelands Community Transport Advisory Committee Meeting held on Tuesday, 10 December 2013**  
**WI/2013/07538**
- 10.2 Minutes of the Namoi Councils Annual General Meeting held at Tamworth Regional Council on Thursday, 12 December 2013.**  
**WI/2013/07446**
- 10.3 Minutes of the Namoi Councils Ordinary Meeting held at Tamworth Regional Council on Thursday, 12 December 2013.**  
**WI/2013/07446**

## **11. COMMITTEE OF THE WHOLE**

143 **RESOLVED** on the Motion of Councillors Thomson and Heazlett 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 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** that it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

144 The Meeting resumed in **OPEN** Council on the Motion of Councillors Lyon and Levingston.

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

**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.

### **11.1 Tenders for External Auditing Services 1 July 2013 to 30 June 2019.** **WINT/2014/00144**

The Committee **RECOMMENDED** on the Motion of Councillors Heazlett and Ferrier that Council appoint Forsyths Chartered Accountants as Council's Auditors for the period 1 July 2013 to 30 June 2019.





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**11.2 General Practitioner Services in Walcha. WINT/2014/00227**

The Committee **NOTED** the Report.

**ADOPTION OF COMMITTEE OF THE WHOLE**

145 **RESOLVED** on the Motion of Councillors Levingston and Lyon that the Report and Recommendations of the Meeting of the Walcha Council Committee of the Whole held on Wednesday, 19 February 2014 be **ADOPTED** by Council.

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

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN  
DECLARED THE MEETING CLOSED AT 5:37PM.**