



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 27 June 2018

at

2:30pm

at

Walcha Council Chambers

PRESENT: Clr EH Noakes (Chairman) Mayor together with Councillors PR Blomfield, KW Ferrier, 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:

Nil.

MINUTES



2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 30 MAY 2018:

159 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that the Minutes of the Ordinary Meeting held on Wednesday, 30 May 2018, 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

Committee of the Whole – Item 12.3 – Legge Street Road Reserve Dispute

Clr Blomfield declared an interest in this item due to Clr Blomfield being the brother-in-law of one of the parties.

5. MAYORAL MINUTE

Nil.

6. SENIOR OFFICERS REPORT

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

6.1 Adoption of 2018 – 2019 Operational Plan including the 2018 – 2019: Budget, Fees & Charges AND Rates & Charges WO/2018/00947

161 **RESOLVED** on the Motion of Councillors Kealey and Ferrier that in accordance with the provisions of the Section 405 and 406 of the Local Government Act, 1993, Council **ADOPT** the 2018 – 2019 Draft Operational Plan which includes the 2018 – 2019 Revenue Policy, Fees & Charges and Budget.

162 **RESOLVED** on the Motion of Councillors Kealey and Ferrier that in accordance with Section 494 of the Local Government Act, 1993, Council make and levy the Rates & Charges for 2018 – 2019 for the General, Water and Sewerage Funds and Waste Management Charges as detailed in the Report **FURTHER THAT** the General Manager be authorised to arrange for the preparation and the service of the 2018 – 2019 rate notices.

6.2 Committee of the Whole Referral – Hangar at Walcha Aerodrome AND Purchase of Land WO/2018/00979

163 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that in accordance with the provisions of Section 10 of the Local Government Act 1993 the matter of Hangar at Walcha Aerodrome AND Purchase of Land be referred to be discussed in Committee of the Whole for the reason that they would, if disclosed,



confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**6.3 Committee of the Whole Referral – Legge Street Road Reserve Dispute
WO/2018/00991**

164 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Legge Street Road Reserve Dispute be referred to be discussed in Committee of the Whole for the reason that it contains personnel matters concerning particular individuals (other than Councillors).

**6.4 Committee of the Whole Referral – Write Off Bad Debts
WO/2018/01013**

165 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Write Off Bad Debts be referred to be discussed in Committee of the Whole for the reason that it relates to the personal hardship of any resident or ratepayer.

7. NOTICE OF MOTION

Nil.

8. MATTERS OF URGENCY

Councillor Lyon raised the matter of the Tender for the Design and Construction of the Truck Wash Bay be discussed as a matter of urgency.

166 **RESOLVED** on the Motion of Councillors Lyon and Ferrier, and also ruled by the Chairperson, that Council consider the matter of Tender for the Design and Construction of the Truck Wash Bay as a matter of urgency.

167 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council run a tender process for the construction of the Truck Wash Facility.

9. MANAGEMENT REVIEW REPORTS WO/2018/00980

168 **RESOLVED** on the Motion of Councillors Kealey 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 Council Mountain Festival Committee Meeting held in Council Chambers, Hamilton Street, Walcha on Wednesday, 13 June 2018. WO/2018/00950



10.2 Minutes of the Walcha Council Tourism Advisory Committee Meeting held in Council Chambers, Hamilton Street, Walcha on Wednesday, 13 June 2018. WO/2018/00975

3.4 Site Possibilities for LGA Boundary Signage

169 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council form a Working Group to refine the LGA Boundary signage consisting of Walcha Arts Advisory Committee members, Tourism Advisory Committee Members and the Director – Engineering Services **FURTHER THAT** appoint James Rogers, Stephen King, Susie Crawford and Dylan Reeves.

4.3 Apsley Falls Entrance upgrade

170 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council match Roads and Maritime Services funding up to \$30,000 for the Apsley Falls Entrance upgrade **FURTHER THAT** Council determine financial year budget allocation.

Clr Heazlett and Clr Lyon **RECORDED** their vote **AGAINST** this Motion.

11. DELEGATE REPORTS

11.1 Minutes of the Country Mayors Association of New South Wales Meeting held in Parliament House, Sydney on Friday, 1 June 2018. WI/2018/06411

11.2 Delegate’s Notes on the Central Northern Regional Library Meeting held at Tamworth Regional Council on Wednesday, 6 June 2018. WO/2018/01059

12. COMMITTEE OF THE WHOLE

171 **RESOLVED** on the Motion of Councillors Kermode and Ferrier 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 reasons that:

1. the matter of the Hanger at Walcha Aerodrome AND the matter of Purchase of Land 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;
2. the matter of Legge Street Road Reserve Dispute matter contains personnel matters concerning particular individuals (other than Councillors).
3. the matter of Write Off Bad Debts relates to the personal hardship of any resident or ratepayer.

172 The Meeting resumed in **OPEN** Council on the Motion of Councillors Lyon and Kermode.

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.

12.1 Purchase of Land adjoining Walcha Preschool WINT/2018/01912

The Committee **RECOMMENDED** on the Motion of Councillors Kermode and Wellings that Council:

1. approve the purchase of this land for \$35,000.
2. pay all survey, subdivision and transfer costs.
3. approve the affixing of the Common Seal to all relevant documentation **FURTHER THAT** the affixing of the Seal be attested to by the Mayor and the General Manager.

12.2 Walcha Aero Club Inc – Michael Faulkner Hangar Agreement WINT/2018/01993

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Kealey that Council **ENDORSE** an Agreement with Walcha Aero Club Inc for the use of the Hangar at Walcha Aerodrome with the following conditions:

- ✚ Council Grant permission for Walcha Aero Club to rent the Hangar and keep the rental funds for their use.
- ✚ Walcha Aero Club Inc must pay Council an Annual Fee of \$50 which is to be paid annually in advance during the term of the Agreement or any extension thereof.
- ✚ The Agreement will be for a period of ten (10) years with an option to renew the Agreement at the expiry of the ten (10) years for a further term of five (5) years.
- ✚ In the event of the Walcha Aero Club becoming inactive the management of the hanger returns to Council.

FURTHER THAT Council approve the affixing of the Common Seal to all relevant documentation **STILL FUTHER THAT** the affixing of the Seal be attested to by the Mayor and the General Manager.

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

12.3 Legge Street Road Reserve Dispute WINT/2018/02031

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Kealey that the subject land is to contain vegetation and natural rock only, all ornaments, pots, statues (including polished rock), and conifer species are to be removed within 21 days of correspondence being sent, and must be removed by the installing party.

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

12.4 Write Off Bad Debts WINT/2018/02066

The Committee **RECOMMENDED** on the Motion of Councillors Heazlett and Kermode that Council write off the balance of the accounts listed within this report.



ADOPTION OF COMMITTEE OF THE WHOLE

12.1 Purchase of Land adjoining Walcha Preschool WINT/2018/01912

173 **RESOLVED** on the Motion of Councillors Kermode and Lyon that Council:

1. Approve the purchase of this land for \$35,000.
2. Pay all survey, subdivision and transfer costs.
3. Approve the affixing of the Common Seal to all relevant documentation **FURTHER THAT** the affixing of the Seal be attested to by the Mayor and the General Manager.

12.2 Walcha Aero Club Inc – Michael Faulkner Hangar Agreement WINT/2018/01993

174 **RESOLVED** on the Motion of Councillors Ferrier and Wellings that Council **ENDORSE** an Agreement with Walcha Aero Club Inc for the use of the Hangar at Walcha Aerodrome with the following conditions:

- ✚ Council Grant permission for Walcha Aero Club to rent the Hangar and keep the rental funds for their use.
- ✚ Walcha Aero Club Inc must pay Council an Annual Fee of \$50 which is to be paid annually in advance during the term of the Agreement or any extension thereof.
- ✚ The Agreement will be for a period of ten (10) years with an option to renew the Agreement at the expiry of the ten (10) years for a further term of five (5) years.
- ✚ In the event of the Walcha Aero Club becoming inactive the management of the hanger returns to Council.

12.3 Legge Street Road Reserve Dispute WINT/2018/02031

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

175 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the subject land is to contain vegetation and natural rock only, all ornaments, pots, statues (including polished rock), and conifer species are to be removed within 21 days of correspondence being sent, and must be removed by the installing party.

Clr Heazlett **RECORDED** his vote **AGAINST** this Motion.

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

12.4 Write Off Bad Debts WINT/2018/02066

176 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council write off the balance of the accounts listed within this report.

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:40PM.