



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 31 March 2021

at

3:25pm

at

Walcha Council Chambers

The Audio Recording Statement was read by Mayor Noakes

Acknowledgement of Country was read by Mayor Noakes

**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 CM Weber – Interim General Manager, Mrs LJ Latham – Director Environment & Development, Mr PR Murray – Director Infrastructure and Mrs EL Hobbs – Executive Assistant.

**1. LEAVE OF ABSENCE:**

Nil.

MINUTES



**2. CONFIRMATION OF THE EXTRAORDINARY MEETING MINUTES HELD ON WEDNESDAY 10 FEBRUARY 2021:**

200 **RESOLVED** on the Motion of Councillors Kealey and Kermode that the Minutes of the ExtraOrdinary Meeting held on Wednesday, 10 February 2021, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

**CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY 24 FEBRUARY 2021:**

201 **RESOLVED** on the Motion of Councillors Kealey and Kermode that the Minutes of the Ordinary Meeting held on Wednesday 24 February 2021, 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**

Nil.

**5. MAYORAL MINUTE**

Nil.

**6. SENIOR OFFICERS REPORT**

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

**6.1 Electrical Asset Assessment**

**WO/2021/00999**

203 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that

1. Council proceed with tendering the program of electrical rectification works.
2. the assessment of the electrical rectification tenders to be subject of a future Council Report.
3. potential funding sources for the rectification works is also to be recommended in this future Council Report.

**6.2 Development Application 10.2021.1 – Garage – 217 Oxley Drive, Walcha**

**WO/2021/01065**

204 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that Council approve Development Application 10.2021.1 for the erection of garage on Lot 11 DP 1149080 known as 217 Oxley Drive, Walcha, as per the development conditions listed within the Development Assessment Report.



Being a Planning matter a **Division** was called prior to voting on this matter and the result was as follows:

**For:** Councillors: Blomfield, Ferrier, Heazlett, Kealey, Kermode, Lyon, Noakes and Wellings.

**Against:** Nil.

**Absent:** Nil.

**Declared Interest:** Nil.

### 6.3 Communal Dog Water Bowls

WO/2021/01013

#### Motion:

It was **MOVED** Clr Kermode **Seconded** Clr Ferrier that Council does not provide communal dog water bowls facilities on public drinking fountains.

#### Amendment

It was **MOVED** Clr Wellings **Seconded** Clr Heazlett that Council does provide a communal dog bowl on the public fountain on the Levee Bank Walk near the Whale sculpture.

The **Amendment** was put to the **VOTE** and **CARRIED**.

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

### 6.4 Development Application 10.2021.9 – Installation of Shipping Container – 16184 Oxley Highway, Walcha

WO/2021/01083

#### Motion:

It was **MOVED** Clr Kealey **Seconded** Clr Wellings that Council approve the Development Application 10.2021.9 for the installation of a shipping container on Lot 51 DP 1001011 known as 16184 Oxley Highway Walcha, as per the development conditions listed within the Development Assessment Report.

#### Amendment:

It was **MOVED** Clr Lyon **Seconded** Clr Heazlett that Council approve the Development Application 10.2021.9 for the installation of a shipping container on Lot 51 DP 1001011 known as 16184 Oxley Highway Walcha, as per the development conditions listed within the Development Assessment Report with an amendment to Condition 7 that the vegetation screening does not extend past existing shed.

The **Amendment** was put to the **VOTE** and **LOST**.

Being a Planning matter a **Division** was called prior to voting on this matter and the result was as follows:

**For:** Councillors: Heazlett, Lyon and Wellings.

**Against:** Blomfield, Ferrier, Kealey, Kermode and Noakes.

**Absent:** Nil.



**Declared Interest:** Nil

206 The **Original Motion** was put to the **VOTE** and **CARRIED**.

Being a Planning matter a **Division** was called prior to voting on this matter and the result was as follows:

**For:** Councillors: Blomfield, Ferrier, Heazlett, Kealey, Kermode, Noakes and Wellings.

**Against:** Lyon.

**Absent:** Nil.

**Declared Interest:** Nil

### 6.5 Community Gym Fees & Charges 2020 – 2021

**WO/2021/01041**

207 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council

1. **ADOPT** an amendment to the 2020-2021 Fees & Charges to include:

Walcha Community Gym Membership Fees	
<b>PAYG</b>	<b>\$ 10.00</b>
<b>Weekly subscription</b>	<b>\$ 25.00</b>
<b>Month subscription</b>	<b>\$ 60.00</b>
<b>6 month subscription</b>	<b>\$ 250.00</b>
<b>12 month subscription</b>	<b>\$ 350.00</b>
<b>Personal Trainer Annual Registration</b>	<b>\$ 150.00</b>
<b>Group Fitness Room – Booking fee / hr</b>	<b>\$ 15.00</b>
<b>Student and pensioner concession discount</b>	<b>10%</b>
<b>Storage cupboard annual hire</b>	<b>\$ 50.00</b>

2. Community Gym Advisory Committee review and consider how persons under 16 can access and use the equipment in a safe manner.

3. Advertise to ensure public is aware of the refundable fob charges associated with the membership options available.

### 6.6 Delivery Program Six Monthly Review as at December 2020

**WO/2021/01078**

208 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council, in accordance with the provisions of the *Local Government Act, 1993*, and the Integrated Planning & Reporting legislation, **ADOPT** the Delivery Program 2017/2018 – 2020/2021 December 2020 six monthly review.

## 7. NOTICES OF MOTION

Nil.

## 8. MATTERS OF URGENCY

Nil.



## **9. MANAGEMENT REVIEW REPORTS**

### **9.1 Office of the General Manager**

**WO/2021/01115**

209 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that the items included in the Office of the General Manager Report be **NOTED** by Council.

### **9.2 Infrastructure**

**WO/2021/00898**

210 **RESOLVED** on the Motion of Councillors Kermode and Kealey that the items included in the Infrastructure Report be **NOTED** by Council.

### **9.3 Environment & Development**

**WO/2021/00922**

211 **RESOLVED** on the Motion of Councillors Kealey and Kermode that the items included in the Environment & Development Report be **NOTED** by Council.

### **9.4 Community & Tourism**

**WO/2021/00955**

212 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that the items included in the Community & Tourism Report be **NOTED** by Council.

## **10. COMMITTEE REPORTS**

### **10.1 Minutes of the Walcha Council Preschool Advisory Committee Meeting held at the Walcha Preschool on Monday, 01 March 2021**

**WO/2021/00952**

213 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council:

1. **RECEIVE & NOTE** the Report;
2. **ADOPT** the following Preschool Policies as presented:
  - Child & Staff Immunisation
  - Priority of Access
  - Payment of Fees (Fees Policy)
  - Participation of Volunteers & Student Policy
  - Back Care and Manual Handling
  - Administrating Medicine
  - Food & Nutrition
  - Water Safety
  - Relationships with Children
  - Enrolment and Orientation
  - Child Protection
  - Family Communication and Involvement
  - Transportation of Children
  - Excursion
  - Child Health
  - Child Protection
  - Incident, Injury, Trauma and Illness
  - Infectious Diseases
  - Medical Conditions
  - Sleep and Rest

A handwritten signature in blue ink, appearing to read 'Chris', written over a dotted line.

General Manager

A handwritten signature in blue ink, appearing to read 'Eric H. ...', written over a dotted line.

Mayor



- Sun Protection
- Supervision of Children
- Equipment
- Indoor Safety
- Outdoor Safety
- Responsible Person
- Ethical Conduct
- Behaviour Guidance
- Orientation for Children
- Confidentiality, Privacy and Dignity
- Collection of Children from Premises
- Governance and Management

**10.2 Minutes of the Walcha Council Youth Advisory Committee Meeting held at the Walcha Central School on Tuesday, 02 March 2021 WO/2021/00937**

214 **RESOLVED** on the Motion of Councillors Wellings and Kealey that Council:

1. **RECEIVE** and **NOTE** the Report;
2. Undertake investigations regarding the establishment of a Youth Learner Driver Program and a report be prepared;
3. Undertake investigations regarding the establishment of a Gaming Hub at the Library and a report be prepared.

**10.3 Minutes of the Walcha Council Community Gym Committee Meeting held at the Walcha Council Chambers on Tuesday, 23 March 2021 WO/2021/01109**

215 **RESOLVED** on the Motion of Councillors Wellings and Kealey that Council **RECEIVE** and **NOTE** the Report.

**11. DELEGATE REPORTS**

**11.1 Minutes of the Walcha & District Historical Society Inc held at the Pioneer Museum on Saturday, 27 February 2021 WI/2021/04455**

216 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that Council **RECEIVE** and **NOTE** the Report.

**12. QUESTIONS ON NOTICE**

Nil.

**13. CLOSED COUNCIL**

217 **RESOLVED** on the Motion of Councillors Wellings and Kermode that, in accordance with Section 10A (2)(c) of the *Local Government Act 1993*, the matter of Evaluation of Tender for Thunderbolts Way Heavy Vehicle Rest Area be referred to be discussed in Closed Council and close the meeting to the public for the reason that the report 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.

218 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council resolve into Closed Council and that the press and public be excluded from the entire proceedings of the Meeting of the Closed Council 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.

219 The Meeting resumed in **OPEN** Council on the Motion of Councillors Kealey and Ferrier.

**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 whilst in Closed Council.

### 13.1 Evaluation of Tender for Thunderbolts Way Heavy Vehicle Rest Area WO/2021/00897

CC: 48/20202021 **RESOLVED** on the Motion of Councillors Kealey and Kermode that Council:

1. Abandon the Thunderbolts Way Heavy Vehicle Rest Area Project and incur the Restart NSW cost of \$10,014;
2. Write to Restart NSW and explain the circumstances behind this decision to mitigate our reputation or risk associated with this decision; and
3. Reject all tenders stating it is due to cost overruns associated with the project.

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 4:40PM.**