



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 31 May 2017

at

2:00pm

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, 26 APRIL 2017:

183 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that the Minutes of the Ordinary Meeting held on Wednesday, 26 April 2017, 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 Part Day Public Holiday Survey Results WO/2017/00818

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

Item: 12.2 Proposed Contribution towards McHattan Park boundary fence with Walcha Telecottage WINT/2017/01171

Clr Kermode declared a pecuniary interest in this matter as he is a Director on the Walcha Telecottage Board.

Clr Wellings declared a pecuniary interest in this matter as her husband is one of the potential suppliers.

5. MAYORAL MINUTE

Nil.

6. SENIOR OFFICERS REPORT

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

6.1 Part Day Public Holiday Survey Results WO/2017/00818

Clr Ferrier declared an interest and left the Meeting and took no part in the debate.

185 **RESOLVED** on the Motion of Councillors Lyon and Kermode that Council **ENDORSE** the application for a Part Day Public Holiday for the Walcha Council Local Government Area from 12 noon until 6pm on Friday, 9 February 2018 and Friday, 8 February 2019 for the Walcha Races **FURTHER THAT** Council survey the community and key stakeholders directly after the 2018 & 2019 Part Day Public Holiday to ensure that Council receive a true and fresh account of the positives and/or negatives of holding the Part Day Public Holiday.

Clr Ferrier returned to the Council Chambers and the Chairperson informed him of the resolution.



6.2 Request to for an Aboriginal Advisory Committee under Section 355 of the Local Government Act 1993 WO/2017/00817

It was **MOVED** Clr Lyon **SECONDED** Clr Wellings that Council agree to the request from Amaroo Local Area Land Council to establish an Aboriginal Advisory Committee with the following matters as specified:

1. Function of the Committee – to advise Council on aboriginal matters.
2. Membership of the Committee – Two Councillors, the General Manager and six Amaroo Members.
3. Meetings – Meetings are to be held quarterly and the quorum is to be 5.

An **Amendment** was **MOVED** Clr Blomfield **SECONDED** Clr Ferrier that Council agree to the request from Amaroo Local Area Land Council to establish an Aboriginal Advisory Committee with the following matters as specified:

1. Function of the Committee – to advise Council on aboriginal matters.
2. Membership of the Committee – Two Councillors, the General Manager and six Amaroo Members.
3. Meetings – Meetings are to be held six monthly and the quorum is to be 5.

On being put to the **VOTE** the **Amendment** was **CARRIED**.

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

6.3 Local Government Remuneration Tribunal Annual Review WO/2017/00767

It was **MOVED** Clr Heazlett **SECONDED** Clr Lyon that the Councillor Fee be \$11,000 and the Mayoral Fee be \$21,000.

An **Amendment** was **MOVED** Clr Kealey **SECONDED** Lyon that the Councillor Fee be \$11,000 and the Mayoral Fee be \$25,250.

Then the **Original Mover** of the Motion and **Seconder** **WITHDREW** the **Original Motion**.

187 The Amendment became the **Substantive Motion** and on being put to the **VOTE** the Motion was **CARRIED**.

6.4 Review of the Walcha Local Environmental Plan WO/2017/00824

188 **RESOLVED** on the Motion of Councillors Healey and Ferrier that Council:

1. Give the General Manager delegated authority to:
 - a. prepare a Planning Proposal containing:
 - i. Boundary Adjustment clause,
 - ii. Include Detached Dual Occupancy Dwellings as permissible development for the RU1 and RU4 zones,



- iii. Include signage as a permissible use in the RE1 zone, and
- iv. Amend Minimum Lot Size of 4 ha for Lots 560, 561, 562, 563 DP 722828, Lot 7023 DP 1059151, Lot 4 Section 20 DP 759035, Lots 202, 216 DP 756502, Lot 7 DP 1217346 and Lot 4 DP 1155108 being contained on Map LSZ_003B.
- b. forward the planning proposal to NSW Planning & Environmental for a Gateway Determination.
- c. to make any minor alterations as requested by NSW Planning and Environment; and
- 2. the Planning Proposal is advertised as per the provisions of Section 57 of the *Environmental Planning & Assessment Act, 1979* once a Gateway Determination has been issued.

6.5 Update on Change of Name of Nivison Lookout & Koala Walk to “Nivison Walk” **WO/2017/00820**

189 **RESOLVED** on the Motion of Councillors Ferrier and Heazlett that Council approve to change the name of “Nivison Lookout” and “Koala Walk” to “Nivison Walk” **FURTHER THAT** all appropriate documentation relating to this change, including signage is completed.

6.6 Waste Strategy Update **WO/2017/00813**

190 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that Council adopt the Draft Waste Strategy and the General Manager prepare costings implications and possible finance sources.

6.7 National Youth Week 2017 **WO/2017/00774**

The Report was **NOTED** by Council.

6.8 Referral to Committee of the Whole – Doctor Recruitment and Housing AND Request for Contribution towards Boundary Fence **WO/2017/0772**

191 **RESOLVED** on the Motion of Councillors Lyon and Kealey that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of “Doctor Recruitment and Council Housing” AND “Contribution towards Boundary Fence” 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.

192 **RESOLVED** on the Motion of Councillors Lyon 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 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.



Whilst in Committee of the Whole Council took afternoon tea at 3:40pm. During afternoon tea Heritage Near Me made a presentation. The Council Meeting resumed at 5:25pm.

193 The Meeting resumed in **OPEN** Council on the Motion of Councillors Lyon and Kealey.

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.

2.1 Doctor Recruitment and Council Housing WINT/2017/01082

The Committee **RECOMMENDED** on the Motion of Lyon and Kermode that Council write to the current tenant of the Council House situated at 225E Croudace Street, requesting that they vacate by 1 July 2017.

The Committee **RECOMMENDED** on the Motion of Lyon and Kermode that Council place any future rental of 225E Croudace Street, Walcha in the hands of a professional real estate agent.

The Committee **RECOMMENDED** on the Motion of Kermode and Wellings that the house at 225E Croudace Street, Walcha be reserved for rental to a doctor with VMO rights at the Walcha Multi Purpose Service (Hospital) and the rent be set at the current market rate less 25%.

The Committee **RECOMMENDED** on the Motion of Lyon and Kealey that Council not attend the GP17 Royal Australian College of General Practitioners Conference but proceed to investigate the promotional video.

2.2 Request to Contribute to McHattan Park and Walcha Telecottage Boundary Fence WINT/2017/01171

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

The Committee **RECOMMENDED** on the Motion of Lyon and Kealey that in accordance with current legislation Council decline the request.

Clr Kermode and Wellings returned to the Council Chambers and were informed of the decision by the Chairperson.



ADOPTION OF COMMITTEE OF THE WHOLE

2.1 Doctor Recruitment and Council Housing WINT/2017/01082

194 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council write to the current tenant of the Council House situated at 225E Croudace Street, requesting that they vacate by 1 July 2017.

195 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council place any future rental of 225E Croudace Street, Walcha in the hands of a professional real estate agent.

196 **RESOLVED** on the Motion of Councillors Kealey and Wellings that the house at 225E Croudace Street, Walcha be reserved for rental to a doctor with VMO rights at the Walcha Multi Purpose Service (Hospital) and the rent be set at the current market rate less 25%.

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2.2 Request to Contribute to McHattan Park and Walcha Telecottage Boundary Fence WINT/2017/01171

Clr Kermode and Wellings left the Council Chambers and took no part in the debate.
198 **RESOLVED** on the Motion of Councillors Lyon and Kealey that in accordance with current legislation Council decline the request.

Clr Kermode and Wellings returned to the Council Chambers and were informed of the resolution by the Chairperson.

7. NOTICE OF MOTION

Nil.

8. MATTERS OF URGENCY

Nil.

9. MANAGEMENT REVIEW REPORTS WO/2017/00768

199 **RESOLVED** on the Motion of Councillors Lyon and Heazlett 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 Arts Advisory Committee held on Tuesday, 9 May 2017. WO/2017/00808

It was **MOVED** Clr Kealey **Seconded** Clr Blomfield that Council not allocate the 2016/17 Arts Capital Works Funds to the Walcha Memorial Cenotaph **FURTHER THAT** Council reinstate the \$8,620 to the Walcha Arts Advisory Committee to be spend on projects that contribute to Walcha’s “Open Air Gallery”.

An **Amendment** was **MOVED** Clr Lyon that Council allocate half the 2016/17 Arts Capital Works Funds, \$4,310, to the Walcha Memorial Cenotaph **FURTHER THAT** Council reinstate the other half \$4,310 to the Walcha Arts Advisory Committee to be spend on projects that contribute to Walcha’s “Open Air Gallery”.

The Amendment **FAILED** to get a **SECONDER** and therefore **LAPSED**.

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

201 **RESOLVED** on the Motion of Councillors Lyon and Wellings that the concept of the Arts Symposium be followed up on, with the intention of engaging a grant writer to submit applications on the Arts Advisory Committee’s behalf for funding of a symposium.

202 **RESOLVED** on the Motion of Councillors Lyon and Wellings that the “Sculptures in the Mountains” Festival not be investigated for grant funding at this point in time.

10.2 Minutes of the Walcha Council Health & Safety Committee Meeting held on Monday, 22 May 2017. WO/2017/00811

11. DELEGATE REPORTS

11.1 Minutes of the New England Weeds Authority Meeting held on Tuesday, 7 February 2017. WI/2017/04727

11.2 Minutes of the Namoi Councils Joint Organisation Board Meeting held on Friday, 28 April 2017. WI/2017/05141

11.3 Minutes of the Walcha & District Historical Society Inc held on Saturday, 29 April 2017. WI/2017/05603



11.4 Minutes of the Community Consultative Committee Meeting held on Tuesday, 2 May 2017. WO/2017/00821

203 **RESOLVED** on the Motion of Councillors Heazlett and Ferrier that Council not introduce any further Alcohol Free Zones.

204 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that the General Manager prepare a report on the possibilities of installing CCTV for surveillance at the Skate Park.

11.5 Minutes of the Namoi Councils Joint Organisations Leadership Team Meeting held on Monday, 15 May 2017. WI/2017/05615

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 6:20PM.