



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 27 November 2013

at

4.10pm

at

Walcha Council Chambers

**PRESENT:** Clr JM Archdale (Chairman) Mayor together with Councillors KW Ferrier, L Levingston, SJ Schmutter 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:**

80 **RESOLVED** on the Motion of Councillors Levingston and Schmutter that the apologies received from Councillor Thomson, being overseas, Councillor Heazlett, attending a Library Conference, and Councillor Lyon, due to business commitments, be **ACCEPTED**.



**2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 30 OCTOBER 2013:**

81 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that the Minutes of the Ordinary Meeting held on Wednesday, 30 October 2013, 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**

**6.5 Approval for Loan for Woolbrook Bridge Replacement**

**WO/2013/01939**

The Mayor declared a pecuniary interest in this matter as her husband has an interest in a banking agency.

**5. MAYORAL MINUTE**

82 **RESOLVED** on the Motion of Councillor Archdale that the following Mayoral Minute be **NOTED** by Council.

The Mayor advised the Meeting that the General Manager and herself have a meeting with local member Mr Barnaby Joyce MP on Friday to discuss the Regional Development Australia Grant. The Mayor also advised that the Walcha Local Health Committee won the best Annual Report in the Hunter New England Local Health District.

The Mayor also advised that the General Manager and herself are meeting with the Minister for Local Government the Hon Don Page MP in Armidale on Tuesday, 3 December 2013.

**6. SENIOR OFFICERS REPORT**

83 **RESOLVED** on the Motion of Councillors Levingston and Schmitter that the Senior Officers' Reports be **RECEIVED** for further consideration.

**6.1 Working Funds 2012-2013 Annual Financial Statements**

**WO/2013/01930**

84 **RESOLVED** on the Motion of Councillors Ferrier and Levingston that the Report be **ADOPTED** by Council.



**6.2 September 2013 Quarterly Review of Operational Plan & Budget  
WO/2013/01727**

85 **RESOLVED** on the Motion of Councillors Ferrier and Schmutter that Council **ADOPT** the September 2013 Quarterly Budget Review Statements **FURTHER THAT** Council approve the variations in Income and Expenditure votes as detailed in the September 2013 Income and Expenses and Capital Expenditure Statements.

**6.3 Draft Privacy Management Plan and Policy WO/2013/01927**

86 **RESOLVED** on the Motion of Councillors Schmutter and Levingston that Council **ADOPT** the Draft Privacy Management Policy which incorporates the Privacy Management Plan.

**6.4 Model Code of Conduct Complaints Statistics Report  
WO/2013/01936**

87 **RESOLVED** on the Motion of Councillors Schmutter and Levingston that Council, under Part 12 of the *Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW – March 2013*, **ADOPT** the submitted Report on Code of Conduct Complaints Statistics for the reporting period 1 September 2012 to 31 August 2013 as presented **FURTHER THAT** Council send the Report to the Division of Local Government.

**6.5 Approval for Loan for Woolbrook Bridge Replacement  
WO/2013/01939**

The Mayor declared an interest and left the Council Chambers. This resulted in a lack of a quorum so the Report will be deferred to the December 2013 Council Meeting.

The Mayor returned to the Council Chambers.

**6.6 Arrangements for Christmas 2013 – Outdoor Staff  
WO/2013/01949**

88 **RESOLVED** on the Motion of Councillors Levingston and Schmutter that Council allow the staff Christmas party to be held during working hours on 19 December 2013 commencing at 12:30pm **FURTHER THAT** a donation of \$700 be made towards the cost of the function.

**6.7 Walcha Preschool Advisory Committee Members  
WO/20103/01932**

89 **RESOLVED** on the Motion of Councillors Ferrier and Levingston that Council appoint Stacey Miller and Lucie Street to the Walcha Preschool Advisory Committee **FURTHER THAT** Council write to



Rebecca Macarthur Onslow and Hannah Crawford expressing Council's appreciation for their dedication and commitment whilst serving on the Committee.

**6.8 Request for a Donation towards Indoor Staff Christmas Function  
WO/2013/01948**

90 **RESOLVED** on the Motion of Councillors Levingston and Schmutter that Council make a donation of \$500 towards the cost of the function.

**6.9 Walcha Trout Stocking Program WO/2013/01923**

The Report was **NOTED** by Council.

**6.10 Sustainable Procurement WO/2013/01941**

91 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that Council agrees to become a member of the Sustainable Choice Program conducted by Local Government NSW in conjunction with the NSW Office of Environment and Heritage **FURTHER THAT:**

1. Accept, in writing, the invitation from LG NSW to join the program.
2. The General Manager to allocate responsibility to coordinate sustainable procurement as part of the general business in Council.
3. Develop, adopt and implement sustainable purchasing principles to procurement and tendering policies.
4. Integrate sustainable procurement principles into Council's purchasing procedures.
5. Establish a tracking system to monitor the scope of sustainable purchasing activity.
6. Participate in the annual Sustainable Choice reporting questionnaire to contribute to the monitoring of sustainable purchasing activity in local government throughout NSW.
7. Staff participation in groups workshops, forums and meetings to improve sustainable procurement activities for Council.

**6.11 Committee of the Whole Referral – Tender for the Supply and Placement of Heavy Patching – Tender T161314NEC AND Update of General Practitioners in Walcha  
WO/2013/01940**

92 **RESOLVED** on the Motion of Councillors Ferrier and Schmutter that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matters of tenders for supply and placement of heavy patching AND Update on General Practitioners in Walcha be



referred to be discussed in Committee of the Whole for the reason that they 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.

**7. MATTERS OF URGENCY**

Nil.

**8. MANAGEMENT REVIEW REPORTS WO/2013/01918**

93 **RESOLVED** on the Motion of Councillors Levingston and Ferrier 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 Preschool Advisory Committee Meeting held at the Walcha Preschool on Monday, 12 November 2013.**

**WO/2013/01914**

94 **RESOLVED** on the Motion of Councillors Ferrier and Schmutter that the fee structure for the Walcha Preschool 2014 year be as previously adopted by Council.

95 **RESOLVED** on the Motion of Councillors Schmutter and Levingston that Council:

- ❖ Write a letter to the Minister Education and Communities through our Local Member advising the Minister the impact these proposed changes will have on our Preschool. It is important that the full flow-on effect be described in the correspondence.
- ❖ Contact other Preschools within our region to determine the effects of the funding changes on those Preschools and what actions are proposed/considered.
- ❖ Council issue a Press Release in both our local papers highlighting the changes to the funding agreement and the potential impact this may have on our Preschool.
- ❖ Council contact other Councils that operate a preschool to ascertain if collectively they can bring about change to the funding model.
- ❖ Council consider interviews on local ABC radio stations.
- ❖ Council consider starting a petition highlighting the impact of the Preschool funding model.
- ❖ Council conduct a survey at the Orientation Night at the Preschool (25 November 2013).
- ❖ Council contact Local Government NSW.



96 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that extended hours care for 2014 remain the same as 2013.

97 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that the free Preschool bus service currently offered to children residing the in the rural area remain the same in 2014.

## **10. DELEGATE REPORTS**

- 10.1 Minutes of the Uralla Shire Council Tablelands Community Transport Advisory Committee Meeting held on Tuesday, 13 August 2013. WI/2013/06790
- 10.2 Minutes of the North East Zone Public Libraries NSW Annual General Meeting held on Thursday, 17 October 2013. WI/2013/06879
- 10.3 Minutes of the North East Zone Public Libraries NSW Ordinary Meeting held on Thursday, 17 October 2013 at Byron Bay. WI/2013/06880
- 10.4 Minutes of the Namoi Local Government Group Meeting held at Gunnedah on Thursday, 24 October 2013. WI/2013/06597
- 10.5 Minutes of the Armidale Dumaresq Council Economic Development & Tourism Committee Meeting held at Armidale Council Chambers on Thursday, 24 October 2013. WI/2013/06574

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

98 **RESOLVED** on the Motion of Councillors Ferrier and Levingston 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.

99 The Meeting resumed in **OPEN** Council on the Motion of Councillors Levingston and Schmutter.

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 Tender for the Supply and Placement of Heavy Patching – Tender T161314NEC WO/2013/01938**

The Committee **RECOMMENDED** on the Motion of Councillors Ferrier and Levingston that Council:

1. Award Contract T161314NEC for the Supply and Placement of Heavy Patching to
  - ❖ Diveva Pty Ltd trading as Mid Coast Road Services
  - ❖ Harrison Family Trust trading as Kerway Asphaltting Pty Ltd
  - ❖ BMR Quarries Pty Ltd trading as Roadwork Industriesas panel source suppliers in no order of preference for the period 1 January 2014 to 31 December 2015.
2. Accept the alternate offer submitted by Diveva Pty Ltd trading as Mid Coast Road Services for Schedule Items W16, W17, W18 and W19.
3. Make provision for a twelve month extension of these contracts based on satisfactory supplier performance through to 31 December 2016.

**11.2 Update on the General Practitioners (GP) Situation in Walcha WINT/2013/03019**

The Committee **RECOMMENDED** on the Motion of Schmutter and Ferrier that Council provide six nights accommodation in December 2013 for the doctor.

The Committee **RECOMMENDED** on the Motion of Ferrier and Levingston that Council carry an investigation into the type of available accommodation by the new part time doctor.

**ADOPTION OF COMMITTEE OF THE WHOLE**

100 **RESOLVED** on the Motion of Councillors Levingston and Ferrier that the Report and Recommendations of the Meeting of the Walcha Council Committee of the Whole held on Wednesday, 27 November 2013 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 5:00PM.**