



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 30 October 2019

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:** Mrs AD Moddero – General Manager, Mrs LJ Latham – Environmental Services Manager, Mr DJM Reeves – Director – Engineering Services and Mr JG O’Hara.

**1. APOLOGIES:**

Nil.

MINUTES



**2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 25 SEPTEMBER 2019:**

55 **RESOLVED** on the Motion of Councillors Levingston and Heazlett that the Minutes of the Ordinary Meeting held on Wednesday, 25 September 2019, 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 6.3 Part Day Public Holiday 2020 & 2021 Survey Results**

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

**5. MAYORAL MINUTE**

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

The October Ordinary Meeting of Walcha Council today marks a changing time for Council and the community of Walcha. General Manager of 15 years Jack O'Hara bows out after devoting a large part of his working life to this community. His vision and competence has guided Walcha through some difficult times, including financial pressures and attempted amalgamations. Under his stewardship Walcha retains a legacy of a strong financial position and is the envy of many regional councils. As a mentor he has been invaluable in my, and many other Councillors' path to guiding the Council into the future. As he steps aside from this position we wish him well in his future endeavours. Jack's wife Sonia and their daughters Elyse and Karly have been an integral part of the community and I would imagine will enjoy the extra time they have as a family. I am sure his skills will be much sort after in many areas and we wish him well in his future endeavours.

On the flip side we welcome our new General Manager, Anne Modderno. Anne and her family, husband Luke and children Mirella and Dante will be a great asset to Walcha and we look forward to a productive relationship over many years.

**6. SENIOR OFFICERS REPORT**

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



## 6.1 Working Funds 2018 – 2019 Annual Financial Statements

WO/2019/02627

58 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that the Report be **NOTED** by Council.

### Afternoon Tea:

At 2:45pm the Meeting was suspended for Walcha Central School students presentation and then followed by afternoon tea. The Meeting recommenced at 3:25pm.

## 6.2 Walcha Local Strategic Planning Statement

WO/2019/02677

59 **RESOLVED** on the Motion of Councillors Kealey and Ferrier that Council **ADOPT** the Walcha Local Strategic Planning Statement as presented.

## 6.3 Part Day Public Holiday 2020 & 2021 Survey Results

WO/2019/02652

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

60 **RESOLVED** on the Motion of Councillors Kealey and Lyon 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, 7 February 2020 and Friday, 5 February 2021 for the Walcha Races **FURTHER THAT** Council survey the community and key stakeholders directly after the 2020 & 2021 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 Meeting and was advised of the resolution.

## 6.4 Regional Meetings Schedule 2019

WO/2019/02640

61 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council hold the Regional Meetings 2019 as follows:

### Monday, 18 November 2019

11:30pm Moona/Winterbourne – Europambela’s Shearers’ Quarters  
2:30pm Ingleba Hall  
6:00pm Walcha Council Chambers

### Tuesday, 19 November 2019

9:00am Yarrowitch Hall  
11:30am Brackendale – “Brockley Park” Woolshed  
2:30pm Nowendoc Hall  
6:00pm Woolbrook School Library

## 6.5 Review of Public Gates (Ramps)

WO/2019/02676

The Report was **NOTED** by Council.



**6.6 2018 – 2019 Annual Report for Notation WO/2019/02683**

62 **RESOLVED** on the Motion of Councillors Heazlett and Ferrier that the Report was **NOTED** by Council.

**6.7 Committee of the Whole Referral – Private Hire of Council Plant Request WO/2019/02659**

63 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Private Hire of Council Plant be referred to be discussed in Committee of the Whole and close the meeting to the public for the reasons that the reports 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.

**6.8 Committee of the Whole Referral – Tender for Specialist Consulting Services Walcha Off Stream Storage Dam WO/2019/02670**

64 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Tender for Specialist Consulting Services Walcha Off Stream Storage Dam be referred to be discussed in Committee of the Whole and close the meeting to the public for the reasons that the reports 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.

**6.9 Committee of the Whole Referral – Walcha Council Plant Committee Meeting Minutes WO/2019/02669**

65 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Walcha Council Plant Committee Minutes be referred to be discussed in Committee of the Whole and close the meeting to the public for the reasons that the reports 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. COMMITTEE OF THE WHOLE**

66 **RESOLVED** on the Motion of Councillors Ferrier 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 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.

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



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.

**7.1 Private Hire of Plant Request WINT/2019/06120**

The Committee **RECOMMENDED** on the Motion of Councillors Kermode and Lyon that Council hire the Community Bus at \$75 per day with a full tank of fuel and the following conditions of use:

- The hirer must hold an appropriate current licence or accreditation to operate the bus.
- Any damages or injury caused to persons or property by the operation of Council plant (whilst on hire) shall be the responsibility of the hirer, e.g.: accidental injuries, vehicle / equipment damage, damage to water lines, electricity, telecommunications or other buildings or property.
- Applicants wishing to hire the Community bus are to sign Council's standard request form prior to hire commencing.
- A written Community Bus Hire Form must be completed by the individual wishing to hire the bus and must be provided to Council in advance of the proposed hire date. This must be accompanied by a photocopy of current licence plus a copy of appropriate accreditation.
- It is an obligation of the hirer to ensure that only the authorised driver operates the bus.
- The hirer is responsible for any costs associated with the provision of alternative transport, accommodation etc should the plant break down.
- The hirer must accept full responsibility for their conduct and agree to pay for all costs incurred through damage.
- Any damages or injury caused to persons or property by the operation of Council plant (whilst on hire) shall be the responsibility of the hirer, e.g.: accidental injuries, vehicle / equipment damage, damage to water lines, electricity, telecommunications or other buildings or property.
- The Community Bus to be returned in the same condition that it was hired, including a full tank of fuel.

**7.2 Tender for Specialist Consulting Services – Walcha Off Stream Storage Dam WINT/2019/06122**

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Kealey that the Tender for Specialist Consulting Services – Walcha Off Stream Storage Dam not be awarded to GHD Pty Ltd, NGH Pty Ltd or Niche Environment and Heritage **FURTHER THAT** the Committee authorise the General Manager to recommence the tender process for Specialist Consulting Services.



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**7.3 Walcha Council Plant Committee Minutes held at Council Chambers, Hamilton Street Walcha on Monday, 21 October 2019. WINT/2019/06126**

**4.1.1 Replacement of a Low Loader**

The Committee **RECOMMENDED** on the Motion of Councillors Heazlett and Lyon that the low loader tendered by Drake Trailers Pty Ltd be selected as the winning tender.

**4.1.2 Replacement of a Backhoe**

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Ferrier that the tender submitted by JCB Construction be selected as the winning tender.

**4.1.3 Replacement of a 20T Excavator for the Waste Facility**

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Kealey that the General Manager and Director – Engineering Services compile a cost impact on Tier 3 & Tier 4 with the preferred tenderer and report back to Council in November 2019.

**4.1.4 Replacement of a 12T Tipper**

The Committee **RECOMMENDED** on the Motion of Councillors Heazlett and Ferrier that the 12T tipper tendered by PACCAR Kenworth be selected as the winning tender.

**4.1.5 Replacement of a 100 inch mower**

The Committee **RECOMMENDED** on the Motion of Councillors Kealey and Blomfield that the 100 inch mower tendered by Toro Australia Group be selected as the winning tender.

**4.1.6 Purchase of a Yard Loader for the Walcha Depot**

The Committee **RECOMMENDED** on the Motion of Councillors Ferrier and Kealey that the yard loader tendered by CJD Equipment (Volvo L35) be selected as the winning tender.

**4.1.7 Replacement of a 14FT Grader**

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Kealey that the General Manager and the Director – Engineering Services compile a cost impact on Tier 3 & Tier 4 with the preferred tenderer and report back to Council in November 2019.

**ADOPTION OF COMMITTEE OF THE WHOLE**



68 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the Report and Recommendations of the Meeting of the Walcha Council Committee of the Whole held on Wednesday, 30 October 2019 be **ADOPTED** by Council.

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

## **8. NOTICES OF MOTION**

Nil.

## **9. MATTERS OF URGENCY**

Clr Kealey raised the matter of Sergeant Anthony Smith, Walcha Police, leaving Walcha as a matter of urgency.

It was ruled as a matter of urgency by the Chairperson.

69 **RESOLVED** on the Motion of Councillors Kealey and Wellings that the matter of Walcha Police Sergeant Anthony Smith leaving Walcha be considered by Council.

70 **RESOLVED** on the Motion of Councillors Kealey and Kermode that the Mayor write a letter of thanks and appreciation of service to our exiting Sergeant Anthony Smith.

## **10. MANAGEMENT REVIEW REPORTS**

**WO/2019/02616**

71 **RESOLVED** on the Motion of Councillors Lyon and Kealey that items included in the Management Review Report, numbered 10.1 to 10.16 inclusive, be **NOTED** by Council.

## **11. COMMITTEE REPORTS**

**11.1 Minutes of the Walcha Council Tourism Advisory Committee Meeting held on Tuesday, 10 September 2019.**

**WO/2019/02354**

### **4.3 Mobile Billboard Proposal**

72 **RESOLVED** on the Motion of Councillors Lyon and Kermode that the Tourism Manager continue to investigate Rob Dale of 6D Designs offer to use his Pantex truck sides to print a Walcha promotional billboard onto.

**11.2 Minutes of the Walcha Council Preschool Advisory Committee Meeting held on Tuesday, 17 September 2019.**

**WO/2019/02473**

### **6.2 Fees for 2020**

73 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council **ADOPT** the following Preschool Fees for 2020 **FURTHER THAT** place them on Public Exhibition for a period of 30 days.



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**11.3 Minutes of the Walcha Council Youth Advisory Committee Meeting held on Thursday, 26 September 2019. WINT/2019/05828**

**11.4 Minutes of the Walcha Council Community Care Meeting held on Monday, 14 October 2019. WO/2019/02643**

**12. DELEGATE REPORTS**

Nil.

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:10PM.**