



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 28 September 2016

at

3.30pm

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 R Ranjit, Director – Engineering Services, and Mrs LJ Latham, Environmental Services Manager.

1. APOLOGIES:

Nil.

MINUTES



2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 31 AUGUST 2016:

34 **RESOLVED** on the Motion of Councillors Heazlett and Ferrier that the Minutes of the Ordinary Meeting held on Wednesday 31 August 2016, 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

Firstly I would like to thank my fellow councillors for bestowing the honour of Mayor on me. I don't take this lightly and will endeavour to lead and work inclusively with all to take the Council forward over the next two years. Thanks to Councillor Lyon for the nomination and members of council past and present who gave me advice which led to me contesting the position. An early thank you to our General Manager, Jack, who said he will assist me through the settling in phase. On a personal note I have found myself very busy since the Mayoral Election but I am sure this will settle down. I feel the community is very enthusiastic about the makeup of our Council and with the mix of age, experience and ideas we should be able to push forward and strive to achieve many of our goals. To past Mayor Janelle Archdale and members of previous Council thank you for leaving us a functional and independent Council, that, with amalgamation hopefully a dim and distant memory we can get on with what we have been elected to do so. Always remember that a ship is safest in the harbour but that is not what it is built for so let us send this Council forward.

Thank you
Mayor Noakes

35 **RESOLVED** on the Motion of Mayor Noakes that the Mayoral Minute be **NOTED** by Council.

6. SENIOR OFFICERS REPORT

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



6.1 Council Meeting Dates and Time WO/2016/01571

37 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the Ordinary Meetings of Council be the last Wednesday of the month commencing at 3:00pm and the Councillor Briefing Sessions to be on the same day but to commence at 2:00pm.

6.2 Local Government NSW Annual Conference 2016 WO/2016/01568

38 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that Council approve the attendance of the Mayor, Clr Noakes, and the General Manager and two Councillors, being Clr Blomfield and Clr Lyon, as representatives at the 2016 Annual Conference of Local Government NSW **FURTHER THAT** the payment of all expenses associated with the attendance at the Conference be approved by Council.

6.3 Emergency Services Property Levy (ESPL) WO/2016/01520

39 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that Council note the information provided from NSW Treasury **FURTHER THAT** Council does not sign the Memorandum of Understanding until further information is provided.

6.4 Grants for Junior Sporting / Coaching Clinics WO/2016/01552

40 **RESOLVED** on the Motion of Councillors Heazlett and Wellings that Council allocate the following funds to each applicant:

1. Walcha & District Tennis Association - \$600
2. Walcha Amateur Basketball Association - \$1,000
3. Walcha Flippers Swimming Club - \$1,500

6.5 Review of Councillor Expenses and Facilities Policy WO/2016/01566

41 **RESOLVED** on the Motion of Councillors Kermode and Wellings that Council place the "Payment of Expenses and the Provision of Facilities for Mayors, Councillors & Staff" Policy on public exhibition inviting public submissions for a period of 28 days as per the *Local Government Act 1993 Section 253(1)*.

6.6 Community Preschool Capital Works Grants WO/2016/01558

42 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council **NOTE** the Report **FURTHER THAT** Council send a letter to Karen Kermode congratulating her on her initiative.



6.7 Oxley Highway Speed Zone Changes

WO/2016/01587

43 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that Council make representations to the Hon Duncan Gay MLC, Minister for Roads, Maritime & Freight, through our Local State Member requesting the review of the implementation of speed limit changes on Oxley Highway due to the detrimental effect on Walcha Tourism.

6.8 Committee of the Whole Referral – Tenders for Supply and Delivery of Road Surfacing from 1 October 2016 to 30 September 2019 AND Tender for the Design and Construction of Five Bridges AND Tender for Supply and Delivery of Guard Rail AND Tender for the Construction of Bergen Bridge Widening (Construct only)

WO/2016/01569

44 **RESOLVED** on the Motion of Councillors Lyon and Blomfield that, in accordance with the provisions of Section 10A(2)(c) of the Local Government Act, 1993, the matter of tenders for Supply and Delivery of Road Resurfacing AND Tenders for the Design and Construction of Five Bridges AND Tender for the Supply and Delivery of Guard Rail AND Tender for the Construction of Bergen Bridge Widening (Construct only) 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.

COMMITTEE OF THE WHOLE

45 **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.

46 The Meeting resumed in **OPEN** Council on the Motion of Councillors Ferrier and Heazlett.

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.



**1. Tender for the Supply and Delivery of Road Resurfacing – REGPRO161617
WO/2016/01527**

The Committee **RECOMMENDED** on the Motion of Ferrier and Lyon:

1. That Council select the following tenders and award the contract as a panel contract with no preferences for the period 1 October 2016 to 30 September 2019:

- ◆ New South Wales Spray Seal Pty Ltd
- ◆ Boral Asphalt
- ◆ Fulton Hogan Industries Pty Ltd

2. That provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to 30 September 2020.

2. Tender for the Design and Construction of Five Bridges WO/2016/01527

The Committee **RECOMMENDED** that Council **ACCEPT** the tender submitted by Waeger Constructions Pty Ltd **FURTHER THAT** authorise the General Manager to commence negotiations with Waeger Constructions in order to determine a mutually beneficial construction program **STILL FURTHER THAT** if negotiations are unsuccessful, the General Manager be authorised to consult with the runner up organisations, Australian Construction Group.

3. Tender for the Supply and Delivery of Guard Rail WINT/16/2145

The Committee **RECOMMENDED** on the Motion of Lyon and Kealey that Council **ACCEPT** the tender submitted by Ingal Civil Products **FURTHER THAT** authorise the General Manager to commence negotiations with Ingal Civil Products for the supply and delivery of the Guard Rail, enabling the continuation of the Black Spot projects.

**4. Tender for the Construction of Bergen Bridge Widening (Construct Only)
WINT/16/2144**

The Committee **RECOMMENDED** on the Motion of Lyon and Ferrier that Council accept the tender submitted by Bridgebuild and Civil Pty Ltd **FURTHER THAT** authorise the General Manager to investigate the Company's financial capacity **STILL FURTHER THAT** if the investigations are not acceptable, the General Manager be authorised to call further tenders.

ADOPTION OF COMMITTEE OF THE WHOLE

47 **RESOLVED** on the Motion of Councillors Lyon and Kermode that the Report and Recommendations of the Meeting of the Walcha Council Committee of the Whole held on Wednesday, 28 September 2016 be **ADOPTED** by Council. The Chairman publicly declared the recommendations passed by the Committee whilst in Committee of the Whole.



Afternoon Tea

The Council adjourned for afternoon tea at 4.15pm and the Meeting resumed at 4.48pm. Councillor Heazlett left the Meeting.

7. NOTICE OF MOTION

Nil.

8. MATTERS OF URGENCY

48 **RESOLVED** on the Motion of Councillors Ferrier and Kermode that Council consider as a Matter of Urgency the Petition regarding Mobile Coverage in our region.

The Mayor ruled the telecommunications as a matter of urgency.

It is **NOTED** that the Petition regarding the Mobile Coverage has reached 1100 signatures.

49 **RESOLVED** on the Motion of Councillors Lyon and Blomfield that Council forward copies of the Petition to our Local Federal and State Members of Parliament the NSW Farmers Association, Telstra and other mobile providers in our region.

50 **RESOLVED** on the Motion of Councillors Kealey and Kermode that Council authorise the General Manager to engage an independent telecommunications expert to gain advice on a possible solution to the decline of telecommunications service in Walcha shire.

9. MANAGEMENT REVIEW REPORTS

WO/2016/01517

51 **RESOLVED** on the Motion of Councillors Lyon and Kealey that items included in the Management Review Report, numbered 1 to 15 inclusive, be **NOTED** by Council.

10. COMMITTEE REPORTS

10.1 Minutes of the Walcha Council Community Care Advisory Committee Meeting held on Tuesday, 21 June 2016.

WO/2016/01531

52 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that Council send correspondence requesting completion of forms to those volunteers without the appropriate paperwork to give them one last chance **FURTHER THAT** a letter be



sent to the Walcha Central School P & C requesting an updated list of member names wishing to volunteer be made available to WCCC to assist with accurate volunteer records and rostering.

10.2 Minutes of the Walcha Council Mountain Festival Committee Meeting held on Wednesday, 7 September 2016. WO/2016/01548

11. DELEGATE REPORTS

11.1 Minutes of the Namoi Councils Joint Organisation Meeting held at Liverpool Plains Shire Council on Thursday, 1 September 2016. WO/2016/01582

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:15PM.