



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 27 September 2017

at

3:05pm

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, 30 AUGUST 2017:**

45 **RESOLVED** on the Motion of Councillors Ferrier and Kealey that the Minutes of the Ordinary Meeting held on Wednesday, 30 August 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 12.1 Set Sale Price of Property at 21W Churchill Street, Walcha  
WINT/2017/02688**

Environmental Services Manager, Lacey Latham, declared a pecuniary interest in this matter as her partner is part owner of a real estate business that may potentially market the sale of the property discussed.

**Item 12.2 Staff Committee Meeting Minutes held on Tuesday, 19 September 2017  
WINT/2017/02693**

The General Manager, Jack O'Hara, declared a pecuniary interest in this matter being the subject of the minutes.

**5. MAYORAL MINUTE**

46 **RESOLVED** on the Motion of Mayor Noakes that the Mayoral Minute be **ADOPTED** by Council as presented.

Council wishes to express its sympathy to the family of the late Ken Hoy. Ken was a well respected and dedicated member of Council's staff, a great friend of many and contributed greatly to the community. Council also wishes to express its sympathy to the family of Doug Laurie. Doug gave many hours of volunteer service to the Tourism Committee and his dedication and insight will be greatly missed. His contribution to the community will be a lasting legacy.

On behalf of Council I would like to congratulate the Tourism staff on their efforts I have received numerous positive comments on their professional, efficient and friendly service.

**6. SENIOR OFFICERS REPORT**

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

**6.1 Regional Meetings Update WO/2017/01669**

The Report was **NOTED** by Council.



**6.2 Annual Review of Publication Guide** **WO/2017/01633**  
48 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Council **ADOPT** the Draft Publication Guide 2017/2018.

**6.3 Interim Audit Management Letter Year Ending June 2017** **WO/2017/01602**  
The Report was **NOTED** by Council.

**6.4 Biosecurity Act 2015 Commencement** **WO/2017/01674**  
49 **RESOLVED** on the Motion of Councillors Kermode and Heazlett that Council note the commencement of the Biosecurity Act 2015.

**6.5 Committee of the Whole Referral – Set Sale Price of Property at 21W Churchill Street Walcha AND Staff Committee Minutes** **WO/2017/01650**  
50 **RESOLVED** on the Motion of Councillors Heazlett and Blomfield that, in accordance with the provisions of Section 10 of the Local Government Act, 1993, the matter of Set Sale Price of Property at 21W Churchill Street, Walcha be referred to be discussed in Committee of the Whole of the reason that it would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business **FURTHER THAT** the matter of the Staff Committee Meeting Minutes be discussed in Committee of the Whole for the reason it relates to personnel matters concerning particular individuals (other than Councillors).

**LATE REPORTS:**

**1. Affix Common Seal – Crown Lands Offer of Licence** **WO/2017/01701**  
51 **RESOLVED** on the Motion of Councillors Heazlett and Kermode that Council approve the affixing of the Common Seal to all documentation relating to the Crown Lands Offer of Licence **FURTHER THAT** the affixing of the Common Seal be attested to by the Mayor and the General Manager.

**2. Local Development Analysis Annual Report** **WO/2017/01675**  
The Report was **NOTED** by Council.

**7. NOTICE OF MOTION**  
Nil.

**8. MATTERS OF URGENCY**  
Nil.



**9. MANAGEMENT REVIEW REPORTS**

**WO/2017/01571**

52 **RESOLVED** on the Motion of Councillors Ferrier and Lyon that items included in the Management Review Report, numbered 9.1 to 9.16 inclusive, be **NOTED** by Council.

**Afternoon Tea:**

Council adjourned for afternoon tea at 4:05pm and resumed the Meeting 4:45pm.

**10. COMMITTEE REPORTS**

**10.1 Minutes of the Walcha Council Aboriginal Advisory Committee Meeting held at the Walcha Council Chambers on Thursday, 31 August 2017.**

**WO/2017/01593**

**4.4 Signage**

53 **RESOLVED** on the Motion of Councillors Kermode and Lyon that Council place signs at the boundaries of the shire on the four major roads and also at the four entrances to town acknowledging that you are entering Dunghutti Country.

**4.5 Flags**

54 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council install an additional flag pole in front of the Council Chambers for the purpose of flying the Aboriginal Flag.

**11. DELEGATE REPORTS**

**11.1 Minutes of the Ordinary Meeting of the New England Tablelands (Noxious Plants) County Council held in Armidale on Tuesday, 20 June 2017.**

**WI/2017/09430**

**11.2 Minutes of the Namoi Water Alliance Technical Committee Meeting held in Tamworth on Wednesday, 2 August 2017.**

**WI/2017/10342**

**12. COMMITTEE OF THE WHOLE**

55 **RESOLVED** on the Motion of Councillors Lyon and Kermode 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 item 12.1 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 and item 12.2 for the reason it relates to personnel matters concerning particular individuals (other than Councillors).

56 The Meeting resumed in **OPEN** Council on the Motion of Councillors Ferrier and Kermode.



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.

The Environmental Services Manager left the Meeting and took no part in the debate.

**12.1 Set Sale Price of Property at 21W Churchill Street, Walcha**  
**WINT/2017/02688**

The Committee **RECOMMENDED** on the Motion of Councillors Kermode and Lyon that Council list the property for sale with all three Real Estate Agents at an asking price of \$260,000 **FURTHER THAT** Council approve the affixing of the Common Seal to all Legal Documents associated with the sale of 21W Churchill Street, Walcha **STILL FURTHER THAT** the affixing of the Common Seal be attested to by the Mayor and the General Manager.

The Environmental Services Manager returned to the Chambers and was informed of the recommendation.

The General Manager left the Meeting and took no part in the debate.

**12.2 Walcha Council Staff Committee Meeting Minutes held at Council Chambers on Tuesday, 19 September 2017.**  
**WO/2017/02693**

The Committee **RECOMMENDED** on the Motion of Councillors Lyon and Ferrier that Council **ADOPT** the General Manager's Performance Appraisal 2016 – 2017 as presented and rate the General Manager's Performance for 2016 – 2017 as competent and viewed as being above satisfactory.

The Committee **RECOMMENDED** on the Motion of Lyon and Ferrier that Council **ADOPT** the General Manager's Performance Agreement 2017 – 2018 as presented.

The General Manager returned to the Chambers and was informed of the recommendation.

**ADOPTION OF COMMITTEE OF THE WHOLE**

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



The Environmental Services Manager left the Meeting and took no part in the debate.

**12.1 Set Sale Price of Property at 21W Churchill Street, Walcha  
WINT/2017/02688**

57 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Council list the property for sale with all three Real Estate Agents at an asking price of \$260,000 **FURTHER THAT** Council approve the affixing of the Common Seal to all Legal Documents associated with the sale of 21W Churchill Street, Walcha **STILL FURTHER THAT** the affixing of the Common Seal be attested to by the Mayor and the General Manager.

The Environmental Services Manager returned to the Chambers and was informed of the resolution.

The General Manager left the Meeting and took no part in the debate.

**12.2 Walcha Council Staff Committee Meeting Minutes held at Council Chambers on Tuesday, 19 September 2017.  
WO/2017/02693**

58 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Council **ADOPT** the General Manager's Performance Appraisal 2016 – 2017 as presented and rate the General Manager's Performance for 2016 – 2017 as competent and viewed as being above satisfactory.

59 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Council **ADOPT** the General Manager's Performance Agreement 2017 – 2018 as presented.

The General Manager returned to the Chambers and was informed of the resolution.

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:56PM.**