

MINUTES OF THE CIVIL & ENVIRONMENTAL SERVICES COMMITTEE MEETING
HELD IN THE COMMITTEE ROOM, 144 OTHO STREET, INVERELL ON
WEDNESDAY, 14 OCTOBER, 2015, COMMENCING AT 8.30 AM.

PRESENT: Cr A A Michael (Chairperson), Crs D C Jones, J A Watts, D F Baker and P J Girle.

Also in attendance: Paul Henry (General Manager), Brett McInnes (Director Civil and Environmental Services), Ken Beddie (Director Corporate and Economic Services), Stephen Golding (Executive Manager Corporate and Community Services), Justin Pay (Manager Civil Engineering), Anthony Alliston (Manager Development Services) and Graham Bendeich (Manager Environmental Engineering).

APOLOGIES:

Apologies were received from Crs Castledine and Johnston for personal reasons and Cr Harmon for business reasons.

RESOLVED (Watts/Baker) that the apologies from Crs Castledine, Johnston and Harmon be noted.

1. ELECTION OF CHAIRPERSON

The General Manager advised Councillors of the requirements of Council's Meeting Code and the need to elect a Chairperson for the next 12 month term.

The General Manager advised Councillors of the entitlement under the Code for the Mayor to Chair Committee Meetings. Cr Harmon advised the General Manager that he declined to exercise the right to Chair the Meeting, inviting the General Manager to call for nominations for the position of Chairperson.

The General Manager called for nominations for the position of Chairperson:

One (1) nomination for the position of Chairperson was received being Cr Castledine. There being only one (1) nomination, Cr Castledine was declared duly elected as Chairperson for the ensuing period.

SECTION A

2. CONFIRMATION OF MINUTES

RESOLVED (Jones/Watts) that the Minutes of the Civil and Environmental Services Committee Meeting held on 9 September, 2015, as circulated to members, be confirmed as a true and correct record of that meeting.

3. DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS

There were no interests declared.

4. PUBLIC FORUM S13.5.6/08

There were no members of the public present to speak.

5. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil.

SECTION D
DESTINATION REPORTS

1. PROCUREMENT OF AGGREGATE AND SUPPLY AND SPRAY OF BITUMEN - 2015 RESEAL PROGRAM (LISTING) S28.28.2/07

RESOLVED (Baker/Jones) that the matter be referred to Closed Committee for consideration as:

- i) *the report includes 'Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, (Section 10A(2)(d)(i) of the Local Government Act, 1993);*
- ii) *on balance the public interest in preserving the confidentiality of the information outweighs the public interest in openness and transparency in Council's decision-making by discussing the matter in open meeting; and*
- iii) *all reports and correspondence relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993*

2. NORTH WEST WEIGHT OF LOADS - MEMORANDUM OF AGREEMENT
S28.11.1

MCE-A *RESOLVED (Watts/Jones) that the Committee recommend to Council that the 2015-2020 North West Weight of Loads Inter-Council Memorandum of Agreement be executed under the Common Seal of Council.*

SECTION E
INFORMATION REPORTS

1. WORKS UPDATE S28.21.1/08
2. MAINTENANCE GRADING 2014/2015 S28.21.1/08
3. CBD TREE REMOVAL UPDATE S30.11.4
4. INVERELL PUBLIC OPEN SPACE STRATEGY S18.6.63

RESOLVED (Baker/Jones) that the items contained in the Information Reports to the Civil & Environmental Services Committee Meeting held on Wednesday, 14 October, 2015, be received and noted.

SECTION F
GENERAL BUSINESS

Cr Watts Infrastructure Damage by the CBD Trees

Cr Watts noted the infrastructure damage caused by the CBD trees.

The Director Civil and Environmental Services, Mr Brett McInnes advised that removal of the root systems were impeded by roots which were entangled with underground infrastructure.

At this juncture, the time 9.00am, Cr Baker declared her ongoing pecuniary interest in Section F, General Business, 'CBD Renewal Program – Design Plans for Byron Street'. The nature of the interest relating to Cr Baker being the owner of a property located within the CBD. Cr Baker left the Committee Room.

Manager CBD Renewal Program – Design Plans for Byron Street

Environmental
Engineering

The Manager Environmental Engineering, Mr Graham Bendeich tabled draft design plans for the Lawrence to Wood Street section of Byron Street for consideration by the Committee. Councillors provided feedback on a number of issues, which will enable finalisation of the design and costings to be prepared.

At this juncture, the time 9.10am, Cr Baker returned to the Committee Room.

DCS-A

Director
Corporate and
Economic
Services

Inverell Community Gardens S11.15.18

The Director Corporate and Economic Services, Mr Ken Beddie spoke in relation to a proposal to further develop the site by the Community Gardens Committee and the issues relating to Council's future development. The Community Gardens have submitted a DA for the site. Mr Beddie tabled the site plan for comparison to the Community Garden DA and strategic future development plan.

The Committee was requested to determine Council's future roadwork plans and the concept of the Community Gardens DA. The existing shed on the land will require removal/relocation to accommodate Council's future development.

These plans may require acquisition of land from the Department of Primary Industries Lands. Council should carry out actions necessary to give effect to the intention of regularising the roads in the area and the development of the community facility.

RESOLVED (Girle/Baker) that the Committee recommend to Council that:

- i) the plans for the Community Gardens be noted;*
- ii) the options for road works in the area be noted;*
- iii) the General Manager be authorised to deal with the Department of Primary Industries Lands in relation to the resumption of the area;*
- iv) any land acquired be classified as 'Operational Land'; and*
- v) any documentation required be completed under the Common Seal of Council.*

SECTION G
CONFIDENTIAL REPORTS IN CLOSED COMMITTEE
(SECTION 10A(2) OF THE LOCAL GOVERNMENT ACT 1993)

At 9.24am, the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Committee Meeting should not be considered in Closed Committee. There was no response from the public.

CLOSED COMMITTEE REPORTS

RESOLVED (Watts/Jones) that the Committee proceed into Closed Committee to discuss the matters referred to it, for the reasons stated in the motions of referral.

Upon resuming Open Committee, at 9.28am, the Chair verbally reported that the Committee, with the Press and Public excluded, having considered the matters referred to it, recommends as follows:

1. PROCUREMENT OF AGGREGATE AND SUPPLY AND SPRAY OF BITUMEN - 2015 RESEAL PROGRAM S28.28.2/07

That the information be received and noted.

ADOPTION OF RECOMMENDATION

RESOLVED (Jones/Baker) that the recommendation from Closed Committee be adopted.

There being no further business, the meeting closed at 9.28am.

CR A A MICHAEL

CHAIRPERSON