

MINUTES OF THE ORDINARY MEETING OF INVERELL SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET, INVERELL ON WEDNESDAY, 26 AUGUST, 2015, COMMENCING AT 3 PM.

PRESENT: Cr P J Harmon (Mayor) [Chairperson], Crs D F Baker, H N Castledine, P J Girle, B C Johnston, D C Jones and A A Michael.

The General Manager (Paul Henry), Director Corporate & Economic Services (Ken Beddie) and Manager Development Services (Anthony Alliston).

APOLOGIES **S13.6.9/08**

The General Manager advised that Cr Watts and Cr Peters tendered their apologies and sought leave of absence for personal reasons.

62/15 RESOLVED *(Jones/Johnston) that the apologies from Cr Watts and Cr Peters due to their absence for personal reasons be accepted, and that leave of absence be granted.*

CONFIRMATION OF MINUTES **S13.5.2/08**

63/15 RESOLVED *(Girle/Castledine) that the Minutes of the Ordinary Meeting of Council held on 22 July, 2015, as circulated to members, be confirmed as a true and correct record of that meeting.*

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

At this juncture, the time being 3.02pm, the following interests were declared:

- Cr Jones declared a non-pecuniary interest in Supplementary Section C, Committee Reports, Item #3, Report 7, "Appointment of State Emergency Service (SES) Controllers". The nature of the interest relates to Cr Jones being the Deputy SES Unit Controller.
- Cr Baker declared a pecuniary interest in Section D, Destination Reports, Item # 3 'Plane Trees Inverell Town Centre'. The nature of the interest relating to Cr Baker being the owner of a property located within the CBD.

PUBLIC FORUM **S13.5.6/08**

At this juncture, the time being 3.03pm, the Mayor welcomed the members of the public and opened the Public Forum Session by inviting members of the public to speak:

Mrs Sue Moran Plane Trees

Mrs Moran spoke on behalf of the Concerned Inverell Ratepayer's Association (CIRA), and noted her concerns with the Inverell Town Centre Renewal Plan (TCRP). Mrs Moran noted the Tree Reports provided by Roy's Tree Service and Mr Mark Hartley of the Arborist Network. Mrs Moran asked a number of questions including if Council would be relocating any of the plane trees, why the existing trees could not be retained in the short term i.e. 10-15 years with beds being built around the trees, why Council has stated the insurance matters were an issue as she believed that it was the responsibility of the pedestrians to watch where they were walking under current legislation.

At this juncture, the time being 3.10pm, the Public Forum Session closed and Council resumed the balance of the Agenda.

Cr Castledine Waste Strategy

Cr Harmon Inverell & District Chamber of Commerce AGM

1. WASTE MANAGEMENT SUNSET COMMITTEE MEETING MINUTES –
5 AUGUST 2015 S31.9.3

ii) *the following recommendation of the Waste Management Sunset Committee be adopted by Council:*

That:

iii) Council authorise the staffing structure proposed in the report; and

iv) a formal transition plan be prepared for future consideration of the Waste Management Sunset Committee.

That:

i) *the benefits of recycling be acknowledged and that Council endorse a continuation of the philosophy of encouraging “social enterprises” to recycle waste products; and*

- ii) *Expressions of Interest (EOI) be invited from “Social Enterprises” interested in recycling waste material. The EOI should include the following information:*
 - a. *The social outcomes that are the focus of the submitting organisation,*
 - b. *The specific elements of the waste stream that the organisation seeks to treat, and*
 - c. *Details of the business model proposed for the treatment of the parts of the waste stream coveted by the organisation.*

SUPPLEMENTARY SECTION C COMMITTEE REPORTS

65/15 RESOLVED (Jones/Castledine) *that the Supplementary Section C Committee Reports be considered.*

**2. CIVIL & ENVIRONMENTAL SERVICES COMMITTEE MEETING MINUTES –
12 AUGUST 2015 S4.11.16/07**

66/15 RESOLVED (Castledine/Michael) *that:*

- i) *the Minutes of the Civil & Environmental Services Committee Meeting held on Wednesday, 12 August, 2015, be received and noted; and*
- ii) *the following recommendation of the Civil & Environmental Services Committee be adopted by Council:*

1. BITUMEN RESURFACING PROGRAM 2015/16 S28.21.1/08

That:

- i) *the 2015/16 Bitumen Resurfacing Program as presented be adopted; and*
- ii) *the adopted program be placed on Council’s website for the information of the community.*

2. GRAVEL RESHEET PROGRAM 2015/16 S28.21.1/08

That:

- i) *the 2015/16 Gravel Resheeting Program as presented be adopted; and*
- ii) *the adopted program be placed on Council’s website for the information of the community.*

3. DISABLED PARKING SPACES - INVERELL HIGH SCHOOL S28.27.2

That two (2) accessible parallel parking spaces be provided on the eastern side of Brae Street on the northern side of the access to the Inverell High School Support Unit.

4. RURAL SEALED ROAD REHABILITATION PROGRAM S28.21.1/08

That the Rural Sealed Roads – Rehabilitation Program and associated Local Road Plan be adopted.

**5. REGIONAL ROADS REHABILITATION PROGRAM – REPAIR PROGRAM
S15.8.22**

That:

- i) *the Regional Roads Rehabilitation Program 2015-2018 be adopted; and*

- ii) *the project for the 2015/2016 REPAIR program be the realignment and reconstruction of Segments 90 and 100 of the Inverell-Bonshaw Road.*

6. REQUEST FOR FENCING - ASHFORD SPORTS GROUND S21.8.4

That:

- i) *the matter be referred to the Inverell Sports Council for consideration when determining their priority list for funding; and*
- ii) *further information on the requirements of Group 19 in respect of fencing and crowd control be determined in order for Council to make a determination of this matter.*

7. REQUEST FOR TRANSFER OF ROAD RESERVE TO CROWN LANDS
S28.22.1/08

That Council has no interests which may be affected by the closing of the road.

At this juncture, the time being 3.15pm, having declared a non-pecuniary interest in Supplementary Section C, Committee Reports, Item #3, Report 7, "Appointment of State Emergency Service (SES) Controllers", Cr Jones left the Chambers and did not participate in the vote.

3. ECONOMIC & COMMUNITY SUSTAINABILITY COMMITTEE MEETING
MINUTES – 12 AUGUST 2015 S4.11.17/07

67/15 RESOLVED (Baker/Michael) *that:*

- i) *the Minutes of the Economic & Community Sustainability Committee Meeting held on Wednesday, 12 August, 2015, be received and noted; and*
- ii) *the following recommendations of the Economic & Community Sustainability Committee be adopted by Council:*

1. ROADS TO RECOVERY PROGRAM 2015/2016 S15.8.23/09

That:

- i) *the additional \$0.78M to be received for the 2015/2016 Roads to Recovery Program be allocated as follows:*
- | | | |
|----|-------------------------------------|----------------|
| a) | <i>Additional Bitumen Reseals</i> | <i>\$0.12M</i> |
| b) | <i>Additional Gravel Resheeting</i> | <i>\$0.66M</i> |
- ii) *a further Report be submitted to the Committee in respect of the specific projects that can be undertaken from the additional \$2.1M 2016/2017 allocation in the areas of Bitumen Roads Shoulder Widening, Bitumen Road Re-alignment and New Bitumen; and*
- iii) *Council write to the Deputy Prime Minister, Hon Warren Truss expressing Council's gratitude for the substantial additional allocation of funds for the Roads to Recovery Program and respectfully request that the Roads to Recovery Program additional allocations be maintained in future years from the Fuel Excise indexation.*

2. COMMUNITY BUILDING PARTNERSHIP PROGRAM S15.8.25/08

That the 2015 Community Building Partnership Applications be endorsed.

3. EXPIRING LEASE AGREEMENT – BILLABONG BLUE S5.10.105

That:

- i) Council renew the Agreement for a further three (3) year period with a further three (3) year option under the same terms and conditions;*
- ii) the Lease Fee be \$5850 per annum (GST Inclusive) with a 3% increase per annum; and*
- iii) the Lease Agreement be subject to any other terms and conditions as negotiated by Council's General Manager.*

4. STORES & MATERIALS STOCKTAKE S23.16.5/08

That:

- i) the stores and materials Stocktake information be received and noted; and*
- ii) the adjustment of **\$600.03** be made in the Stores Ledger.*

5. GOVERNANCE - MONTHLY INVESTMENT REPORT S12.12.2/08

That:

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

6. REQUEST FOR REDUCTION ON WATER ACCOUNT S32.10.1/08

That Council issue an amended account of \$136.00 for the past two (2) quarters based on the average consumption for the last five (5) accounts and write off \$699.90.

7. APPOINTMENT OF STATE EMERGENCY SERVICE (SES) CONTROLLERS
S9.1.2

That the Acting Regional SES Controller, North West Region be advised that Council concurs with the following recommended appointments:

*Ms Melanie Press - Ashford Unit Controller.
Ms Marie Crompton - Yetman Unit Controller.
Mr Dale Hersee - Inverell Unit Controller.*

At this juncture, the time being 3.18pm, Cr Jones returned to the meeting.

**SECTION D
DESTINATION REPORTS**

1. **DETERMINATION OF NUMBER OF COUNCILLORS 2020 – 2024 TERM OF OFFICE** **S13.6.1**

GM-A **68/15 RESOLVED** (Baker/Johnston) that the number of Councillors remain at 9 for the 2020-2024 Council term.

2. **WASTE STRATEGY (LISTING)** **S31.8.1**

69/15 RESOLVED (Jones/Michael) that the matter be referred to Closed Council for consideration as:

- i) *the matters and information are '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 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.*

At this juncture, the time 3.26pm, having declared a pecuniary interest in Section D, Destination Reports, Item # 3 'Plane Trees Inverell Town Centre', Cr Baker left the Chambers.

3. PLANE TREES INVERELL TOWN CENTRE S30.11.4

DCES-A **70/15 MOTION** (Michael/Johnston) that Council adopt Option 1, being that Council commence the staged removal and replacement of inappropriately planted London Plane Trees in the CBD as soon as practicable.

AMENDMENT (Girle/Jones) that:

- i) the locations of all existing tree edge plantings in the CBD be maintained;
- ii) the trees be replaced with the identified suitable species planted in an appropriate manner; and
- iii) the proposed centre median be removed from the Town Centre Renewal Plan.

The amendment on being put to the meeting was LOST. The motion on being put to the meeting was CARRIED.

At this juncture, the time 3.42pm, Cr Baker returned to the meeting.

4. MEMBER ONLY RECREATIONAL VEHICLE (RV) PARKS S21.16.1

DCS-A **71/15 RESOLVED** (Johnston/Girle) that:

- i) *the information be received and noted; and*
- ii) *no further action be taken in this matter.*

**SECTION E
INFORMATION REPORTS**

- 1. **MANAGEMENT TEAM MEETING MINUTES S4.11.5/08**
- 2. **STAFF MOVEMENTS: 1 JANUARY 2015 TO 31 MARCH 2015 S22.25.1**
- 3. **STAFF MOVEMENTS: 1 APRIL 2015 TO 30 JUNE 2015 S22.25.1**
- 4. **STRATEGIC TASKS – 'SIGN OFF' – JULY 2015 S4.13.2**
- 5. **QUESTIONS WITHOUT NOTICE S13.5.5/08**
- 6. **CONSTRUCTION CERTIFICATES APPROVED FOR
JULY 2015 S7.2.4/08**
- 7. **COMPLYING DEVELOPMENT CERTIFICATES APPROVED DURING JULY
2015 S7.2.4/08**
- 8. **SUMMARY OF BUILDING CONSTRUCTION FOR JULY 2015 S7.2.4/08**

9. **DEVELOPMENT CONSENTS AND REFUSALS DURING JULY 2015**
S18.10.2/08

10. **SEPTIC TANK APPROVALS FOR JULY 2015** **S29.19.1**

11. **ORDINANCE ACTIVITIES REPORT FOR JULY 2015** **S18.10.1**

72/15 RESOLVED (Michael/Johnston) that the items contained in the Information Reports to the Ordinary Meeting of Council held on Wednesday, 26 August, 2015, be received and noted.

SECTION F
QUESTIONS WITHOUT NOTICE

- GM-N **QWN/ORD 21/15** Leave of Absence S13.6.9/08
Cr Girle
- Cr Girle requested leave of absence for the 23 September, 2015 meeting of Council.
- 73/15 RESOLVED** (Michael/Baker) that leave of absence be granted.
- QWN/ORD 22/15** Local Government Reform
Cr Johnston
- Cr Johnston asked if there was any substance to the 'sack them all' article in the Sunday Telegraph.
- The Mayor provided Council with the advice he had received from the Member for Northern Tablelands, Mr Adam Marshall; that the Government was committed to the Fit for the Future process.
- QWN/ORD 23/15** Inverell Hospital Redevelopment
Cr Baker
- Cr Baker noted the commencement of the consultation process for the hospital redevelopment, which starts on 1 September, 2015.

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

At 3.52pm, the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Council Meeting should not be considered in Closed Council. There was no response.

CLOSED COUNCIL REPORTS

74/15 RESOLVED (Jones/Baker) that Council proceed into Closed Council to discuss the matters referred to it, for the reasons stated in the motions of referral.

Upon resuming Open Council at 4.30pm, the Chair verbally reported that the Council had met in Closed Council, with the Press and Public excluded, and had resolved to recommend to Council the following:

1. **WASTE STRATEGY** **S31.8.1**

GM-A That:

- i) Council is prepared to grant Warra-Li a licence to occupy a portion of the Inverell Waste Depot for the establishment of a regional e-waste recycling facility;

- ii) *Council authorise the General Manager to negotiate details of the establishment of the facility and conduct more detailed planning, subject to:*
 - a. *the consideration of the decision of Council yet to be given regarding scavenging rights for various elements of the waste stream,*
 - b. *being cognisant of the existing arrangements between Council and Northaven.*
- iii) *Council is prepared to provide financial assistance up to a maximum of \$150K in respect of site infrastructure costs for the project.*

ADOPTION OF RECOMMENDATIONS

75/15 RESOLVED *(Johnston/Girle) that the recommendations of Closed Council be adopted.*

There being no further business, the meeting closed at 4.31pm.

CR P J HARMON

CHAIRPERSON