

**MINUTES OF INVERELL SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET,  
INVERELL  
ON WEDNESDAY, 26 AUGUST 2020 AT 3.00 PM**

**PRESENT:** Cr Paul Harmon (Mayor), Cr Anthony Michael (Deputy Mayor), Cr Di Baker, Cr Stewart Berryman, Cr Kate Dight, Cr Paul King OAM, Cr Neil McCosker via zoom, Cr Mal Peters via zoom and Cr Jacki Watts.

**IN ATTENDANCE:** Paul Henry (General Manager), Brett McInnes (Director Civil and Environmental Services) and Scott Norman (Director Corporate and Economic Services).

**1 APOLOGIES**

Nil

**2 CONFIRMATION OF MINUTES**

**RESOLUTION 2020/78**

Moved: Cr Jacki Watts

Seconded: Cr Di Baker

*That the Minutes of the Ordinary Meeting of Council held on 22 July, 2020, as circulated to members, be confirmed as a true and correct record of that meeting.*

**CARRIED**

**3 DISCLOSURE OF INTERESTS / PECUNIARY AND NON-PECUNIARY INTERESTS**

**4 PUBLIC FORUM**

At this juncture, the time being 3.04pm, the Mayor welcomed the members of the public and opened the Public Forum Session by inviting members of the public to speak.

**Alex Wrobel, Inverell Polocrosse Club** – Item 9.2 160 Eddy Park Lane, Inverell

Alex Wrobel expanded on the Inverell Polocrosse Club proposal to ensure the ongoing use and control of their Club's current grounds. He also spoke of planned future events including an incentive sale for polocrosse horses which is hoped will raise funds for the Club and attract people to Inverell for the sale and associated competition.

**Nicky Lavender, Inverell Chamber of Commerce** – Item 8.3.1 Planning Proposal - Amendment to the Inverell Local Environmental Plan 2012 - Corner Gwydir Highway and Jardine Road.

Nicky Lavender spoke in favour of item 8.3.1 Planning Proposal - Amendment to the Inverell Local Environmental Plan 2012 - Corner Gwydir Highway and Jardine Road. She said the Chamber supported the proposal as an opportunity to promote economic growth for the Shire, and while the move from the existing location would not be ideal, the positives far outweigh the negatives and the proposed site is the best option to stop leakage from the CBD.

**Andrew Walsh – Cycle Precinct**

Andrew Walsh spoke in support of a proposal to redevelop the BMX Track in Lions Park, Inverell into a pump track and cycle learning centre. He said the facility would complement the Criterium Track and the BMX Track could also be used by skate boarders, roller skaters and scooters which

would encourage use by young families; as would a learn to ride facility that emulates the real world on road environment.

## 5 QUESTIONS WITH NOTICE

Nil

## 6 MAYORAL MINUTE

### 6.1 MAYORAL MINUTE - NSW / QLD CROSS BORDER ISSUES S14.18.6/13

#### RESOLUTION 2020/79

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

*That the NSW Cross Border Commissioner and Member for Northern Tablelands be requested to renew their efforts in approaching the Queensland Minister for Health to:*

- a) Implement the compassionate grounds for entry into Queensland that were available to NSW residents under the initial border closure rules; and*
- b) Include the 2360 postcode in the 'border bubble'.*

**CARRIED**

## 7 ADVOCACY REPORTS

### 7.1 NOTICE OF BUSINESS - BONSHAW WATER SUPPLY S13.5.3

#### RESOLUTION 2020/80

Moved: Cr Kate Dight

Seconded: Cr Paul King OAM

*That:*

- i) Council staff prepare a report that identifies all operational issues, including but not limited to, water pressure issues impacting the Bonshaw Water Supply; and*
- ii) Prepare a report on the options available to address the identified issues.*

**CARRIED**

### 7.2 BORDER REGIONAL ORGANISATION OF COUNCILS MEETING - FRIDAY 14 AUGUST 2020 S14.10.1

#### RESOLUTION 2020/81

Moved: Cr Kate Dight

Seconded: Cr Di Baker

*That:*

- i) Inverell Shire Council invite Tim Breen to address Council to advocate for the NilWaste to Energy Project; and*

- ii) *Council work with the Goondiwindi Regional Council to advocate to James McTavish issues relating to standardisation of town water use levels and cross border COVID 19 restrictions affecting the medical and agricultural industry for the Inverell Shire Council.*

**CARRIED**

## **8 COMMITTEE REPORTS**

### **8.1 AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING MINUTES - 5 AUGUST 2020 S4.11.21/02**

#### **RESOLUTION 2020/82**

Moved: Cr Kate Dight  
 Seconded: Cr Paul King OAM

*That the Minutes from the Audit Risk and Improvement Committee meeting held on 5 August, 2020 be received and noted.*

**CARRIED**

### **8.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 12 AUGUST 2020**

#### **RESOLUTION 2020/83**

Moved: Cr Jacki Watts  
 Seconded: Cr Kate Dight

- i) *That the Minutes of the Economic and Community Sustainability Committee held on Wednesday, 12 August, 2020, be received and noted; and*
- ii) *The following recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

**CARRIED**

#### **8.2.1 Water Forums**

*That the report be received and noted.*

#### **8.2.2 Reflection Garden**

*That Council proceed with the project and choose the exact location to avoid impact on Council services but as close as possible to the preferred site.*

### 8.2.3 Governance - Monthly Investment Report

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.*

### 8.2.4 Copeton Northern Foreshores Communal Hall Tender

That:

- a) *the Tender from Efficient Building Pty Ltd for the Copeton Northern Foreshores Communal Hall for the Tender price of \$471,856.78 (excluding GST) be accepted; and*
- b) *the General Manager be authorised to execute the contract as a Simple Works Contract.*

## 8.3 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 12 AUGUST 2020

### RESOLUTION 2020/84

Moved: Cr Di Baker

Seconded: Cr Stewart Berryman

- i) *That the Minutes of the Civil and Environmental Services Committee held on Wednesday, 12 August, 2020, be received and noted; and*
- ii) *The following recommendations of the Civil and Environmental Services Committee be adopted by Council excluding Item 8.3.1 Planning Proposal - Amendment to the Inverell Local Environmental Plan 2012 - Corner Gwydir Highway and Jardine Road, Inverell.*

**CARRIED**

### 8.3.2 Annual Heritage Advisory Service Update

*That the 2019-2020 annual reporting and funding acquittals to Heritage NSW, be noted.*

### 8.3.3 Rural Sealed Road Rehabilitation Plan

That:

- i) *the Rural Sealed Roads – Rehabilitation Plan 2020 – 2024 be adopted; and*
- ii) *the associated Local Roads and Regional Roads Rehabilitation Programs be endorsed, and utilised for funding allocations in the nominated Budget Votes.*

**8.3.4 Funding Allocation - Gravel Resheeting, Woodstock Road and Waterloo Road**

*That the 2020/2021 Special Roads Projects budget of \$341,055 be allocated for gravel resheeting to be completed on sections of Woodstock Road and Waterloo Road during the current financial year.*

**8.3.5 Regional Road Transfer and Road Classification Review**

*That:*

- i) The information in the report be received and noted;*
- ii) Council staff conduct a review of all Council controlled roads in accordance with the classification framework provided by TfNSW and a further report be presented to Council regarding any potential classification changes;*
- iii) A priority submission be made for the Bruxner Way and Bundarra Road to be transferred to State Government control, provided the conditions outlined in the report are met;*
- iv) Council provide in principal support for the transfer of all ISC controlled Regional Roads to State Government control, provided the conditions outlined in the report are met; and*
- v) Council notify NEJO, BROCC and neighbouring Councils of its position so that joint submissions can be investigated.*

**8.3.6 D-33/1992 - Subdivision Off Palaroo Lane - Road Naming**

*That:*

- 1. The road running south off Palaroo Lane not be named "Lorikeet Lane";*
- 2. The appropriate steps be taken to formally name the road running south off Palaroo Lane as "Olive Grove Lane"; and*
- 3. Council authorise the General Manager to undertake the road naming in accordance with the NSW Road Regulation 2018.*

**8.3.1 Planning Proposal - Amendment to the Inverell Local Environmental Plan 2012 - Corner Gwydir Highway and Jardine Road, Inverell****RESOLUTION 2020/85**

Moved: Cr Di Baker

Seconded: Cr Paul King OAM

*That:*

- i. The Planning Proposal to amend the Inverell Local Environmental Plan 2012 to facilitate a large format retail development be forwarded to the NSW Department of Planning, Infrastructure and Environment requesting a Gateway Determination in accordance with sections 3.33 and 3.34 of the Environmental Planning and Assessment Act 1979;*
- ii. The Director Civil and Environmental Services be authorised to undertake the procedural steps associated with the progress of the Planning Proposal and obtaining the Gateway*

*Determination, including any minor amendments, information requests and public exhibition; and*

iii. *A further report be submitted in relation to this matter following public exhibition.*

S375A Record of Voting	Councillors For:	Councillors Against:
Harmon	√	
Baker	√	
Berryman	√	
Dight	√	
King	√	
Watts	√	
Michael		√
Peters		√
McCosker		√

**CARRIED 6/3**

## 9 DESTINATION REPORTS

### 9.1 TERM OF ARIC MEMBERS S4.11.21/02

#### **RESOLUTION 2020/86**

Moved: Cr Kate Dight

Seconded: Cr Paul King OAM

*That Council:*

- i) *Thank the Audit Risk and Improvement Committee members for agreeing to extend their term until 31 August, 2021.*
- ii) *Amend the Audit Risk and Improvement Committee Charter to allow for the temporary appointment of an additional Independent Member and refer the amended Charter to the Audit Risk and Improvement Committee for endorsement.*
- iii) *Commence recruitment of an additional Independent Committee Member as a transitional measure aimed at providing the opportunity for some continuity of membership when the next Committee is appointed.*

**CARRIED**

**9.2 INVERELL POLOCROSSE CLUB - 160 EDDY PARK LANE, INVERELL S5.2.0/13****RESOLUTION 2020/87**

Moved: Cr Anthony Michael  
Seconded: Cr Stewart Berryman

*That the matter be referred to Closed Council for consideration as the matters and information are:*

- c information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

*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 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.*

**CARRIED****10 INFORMATION REPORTS****RESOLUTION 2020/88**

Moved: Cr Anthony Michael  
Seconded: Cr Kate Dight

*That the following information reports be received and noted.*

**CARRIED****10.1 RENEWABLE ENERGY ZONE (REZ) S7.14.4****10.2 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING JULY 2020 S18.10.2/13****10.3 SEPTIC TANK APPROVALS FOR JULY 2020 S29.19.1****10.4 ORDINANCE ACTIVITIES REPORT FOR JULY 2020 S18.10.1****10.5 STRATEGIC TASKS - 'SIGN OFF' - JULY 2020 S4.13.2****10.6 STATUS OF TOWN WATER SUPPLIES S32.15.19****10.7 PROCUREMENT PROCEDURES - PLANT HIRE S13.5.3**

## 11 GOVERNANCE REPORTS

### 11.1 REVISED MODEL CODE OF CONDUCT S4.14.5/01

#### RESOLUTION 2020/89

Moved: Cr Di Baker

Seconded: Cr Paul King OAM

A. *That Council adopt the:*

*i) 2020 Model Code of Conduct for councillors;*

*ii) 2020 Model Code of Conduct for staff and delegates;*

*iii) 2020 Model Code of Conduct for Committee Members, Delegates of Council and Council Advisers; and*

B. *2020 Procedures for the Administration of Codes of Conduct.*

**CARRIED**

## 12 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)

At 4.15pm, 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.

#### RESOLUTION 2020/90

Moved: Cr Anthony Michael

Seconded: Cr Paul King OAM

*That Council proceeds into Closed Council to discuss the matters referred to it, for the reasons stated in the motions of referral.*

**CARRIED**

#### RESOLUTION 2020/91

Moved: Cr Jacki Watts

Seconded: Cr Di Baker

*That Council proceeds out of Closed Council into Open Council.*

**CARRIED**

Upon resuming Open Council at 4.18pm, the Chairperson 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:



**12.1 INVERELL POLOCROSSE CLUB - 160 EDDY PARK LANE, INVERELL S5.2.0/13**

- i) *That Council make an offer to purchase 160 Eddy Park Lane, Inverell in the sum of \$85K for the use of Inverell Polocrosse Club on the provision that the Club contribute \$32K towards the purchase.*
- ii) *The purchase be subject to any other terms and conditions as negotiated by the General Manager;*
- iii) *Council retain ownership of the land;*
- iv) *The Inverell Polocrosse Club be granted a licence to occupy the land subject to conditions determined by the General Manager.*
- v) *The Inverell Polocrosse Club to have the right to purchase the land from Council at some point in the future at the Valuer General's Land Valuation that is applicable at the time of purchase by the Club.*
- vi) *The land be classified as operational land.*

**ADOPTION OF RECOMMENDATIONS**

**RESOLUTION 2020/92**  
 Moved: Cr Anthony Michael  
 Seconded: Cr Jacki Watts  
*That the recommendations of Closed Council be adopted.*

**CARRIED**

**The Meeting closed at 4.20pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 23 September 2020.**

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**CHAIRPERSON**