

**MINUTES OF INVERELL SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET,  
INVERELL  
ON WEDNESDAY, 27 MARCH 2024 AT 3.00PM**

**PRESENT:** Cr Kate Dight (Deputy Mayor) - Chairperson, Cr Jo Williams, Cr Di Baker, Cr Stewart Berryman, Cr Jacko Ross and Cr Wendy Wilks.

**IN ATTENDANCE:** Brett McInnes (General Manager), Paul Pay (Director Corporate and Community Services), Anthony Alliston (Director Environmental Services), Justin Pay (Director Civil Services) and Sharon Stafford (Governance and Executive Services Coordinator).

**1 APOLOGIES**

**RESOLUTION 2024/22**

Moved: Cr Di Baker

Seconded: Cr Jo Williams

*That the apologies received from Cr Paul Harmon and Cr Paul King OAM, both for personal reasons, be accepted and leave of absence granted.*

**CARRIED**

**2 CONFIRMATION OF MINUTES**

**RESOLUTION 2024/23**

Moved: Cr Di Baker

Seconded: Cr Stewart Berryman

*That the Minutes of the Ordinary Meeting of Council held on 28 February, 2024, 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**

Nil

**4 PUBLIC FORUM**

Nil

**5 MAYORAL MINUTE**

Nil

**6 ADVOCACY REPORTS**

**6.1 AUSTRALIAN LOCAL GOVERNMENT WOMENS ASSOCIATION (ALGWA) CONFERENCE AND ANNUAL GENERAL MEETING S4.3.1**

**RESOLUTION 2024/24**

Moved: Cr Di Baker  
 Seconded: Cr Jo Williams

*That the report be received and noted.*

**CARRIED**

**7 NOTICES OF BUSINESS**

**7.1 COMMUNITY HEALTH FORUM MEETING MINUTES - FEBRUARY AND MARCH 2024 S24.20.5**

**RESOLUTION 2024/25**

Moved: Cr Wendy Wilks  
 Seconded: Cr Jo Williams

*That the minutes of the Community Health Forum Meetings held on 14 February and 13 March 2024 be received and noted.*

**CARRIED**

**8 QUESTIONS WITH NOTICE**

Nil

**9 COMMITTEE REPORTS**

**9.1 JOINT COMMITTEE MINUTES - 13 MARCH 2024**

**RESOLUTION 2024/26**

Moved: Cr Wendy Wilks  
 Seconded: Cr Di Baker

*That the Minutes of the Joint Committee Meeting held on Wednesday, 13 March 2024, be received and noted.*

**CARRIED**

**9.2 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 13 MARCH 2024**

**RESOLUTION 2024/27**

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

- i. *That the Minutes of the Civil and Environmental Services Committee Meeting held on Wednesday, 13 March, 2024, be received and noted; and*
- ii. *The following recommendations of the Civil and Environmental Services Committee be adopted by Council.*

**CARRIED**

### **9.2.1 Dam Safety NSW Proposed Levy on Declared Dams**

#### **RECOMMENDATION:**

*That:*

- i) *the report be received and noted;*
- ii) *Council objects to the proposed introduction of a levy on declared dam owners; and*
- iii) *Council seek the support and representation of the Local Member the Hon Adam Marshall in not implementing the proposed levy on declared dam owners.*

### **9.2.2 Special Projects Roads Infrastructure Funding Allocation 2023/2024**

#### **RECOMMENDATION:**

*That the Special Projects Roads Infrastructure Funding for 2023/2024 of \$461,048 be allocated to gravel resheeting and drainage maintenance on Western Feeder Road.*

### **9.2.3 Request for Upgrade - Cameron Street - Inverell Women's Shed**

#### **RECOMMENDATION:**

*That:*

- i) *Council accede to the request of the Inverell Women's Shed to upgrade the 170m section of Cameron Street that runs adjacent to the Inverell Racecourse utilising Option 2 (minor gravel patching, reshaping and recompacting existing gravel and bitumen sealing); and*
- ii) *Council seek a financial contribution from the Inverell Jockey Club and the Inverell Equestrian Council Management Committee towards the upgrade.*

### **9.2.4 Information Reports**

#### **RECOMMENDATION**

*That the information reports be received and noted.*

**9.3 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 13 MARCH 2024****RESOLUTION 2024/28**

Moved: Cr Jo Williams

Seconded: Cr Di Baker

- i. *That the Minutes of the Economic and Community Sustainability Committee Meeting held on Wednesday, 13 March 2024, be received and noted; and*
- ii. *The following recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

**CARRIED****9.3.1 Service Mapping Report****RECOMMENDATION:***That:*

- i) *Council acknowledge and commend Moree Plains Shire Council for undertaking the service mapping project; and*
- ii) *encourage Moree Plains Shire Council to showcase the report through the NSW Country Mayors Association.*

**9.3.2 Governance - Monthly Investment Report****RECOMMENDATION:***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.*

**9.3.3 Investment Policy****RECOMMENDATION:***That:*

- i) *the report be received and noted;*
- ii) *the Investment Policy remain unchanged; and*
- iii) *the Investment Policy be reviewed again in three (3) years.*

**9.3.4 Information Reports****RECOMMENDATION***That the information reports be received and noted.*

**9.4 AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING MINUTES - 12 MARCH 2024 S4.11.21****RESOLUTION 2024/29**

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

*That the minutes from the Audit Risk and Improvement Committee Meeting held on Tuesday, 12 March 2024 be received and noted.*

**CARRIED****10 DESTINATION REPORTS****10.1 REFERRAL OF CONFIDENTIAL MATTERS S13.5.2/17****RESOLUTION 2024/30**

Moved: Cr Stewart Berryman

Seconded: Cr Jacko Ross

*That Council refer the items to Closed (Public excluded) meeting of the Council and that the press and members of the public be asked to leave the chambers whilst Council considers the following items:*

**Item: #13.1** Contract for the Management and Operation of the Inverell Aquatic Centre and the Ashford Swimming Pool - Evaluation of Tender

**Authority:** *Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (s. 10A (2) (c) Local Government Act 1993).*

**CARRIED****11 INFORMATION REPORTS****RESOLUTION 2024/31**

Moved: Cr Stewart Berryman

Seconded: Cr Wendy Wilks

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

**CARRIED****11.1 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING FEBRUARY 2024 S18.10.2/17****11.2 ORDINANCE ACTIVITIES REPORT FOR FEBRUARY 2024 S18.10.1**

**11.3 STRATEGIC TASKS - 'SIGN OFF' - FEBRUARY 2024 S4.13.2**

**11.4 PCG MEETING - INVERELL AQUATIC CENTRE REPLACEMENT S5.9.27**

**11.5 ST ELMO MEDICAL PRACTICE - LETTER OF APPRECIATION S6.8.9**

**11.6 DISPENSE WITH BY-ELECTION S13.6.1**

**12 GOVERNANCE REPORTS**

Nil

**13 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)**

At 3.15pm, the Chairperson noted that no members of the public or press were in attendance at the meeting therefore Council proceeded to consider the motion to close the meeting to the press and public.

**RESOLUTION 2024/32**

Moved: Cr Di Baker

Seconded: Cr Jacko Ross

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

**CARRIED**

**RESOLUTION 2024/33**

Moved: Cr Di Baker

Seconded: Cr Stewart Berryman

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

**CARRIED**

Upon resuming Open Council at 3.28pm, 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:

**13.1 CONTRACT FOR THE MANAGEMENT AND OPERATION OF THE INVERELL AQUATIC CENTRE AND THE ASHFORD SWIMMING POOL - EVALUATION OF TENDER S4.19.16/03**

**RECOMMENDATION:**

*That after considering the tenders received for the management and operation of the Inverell Aquatic Centre and the Ashford Swimming Pool, the following actions be taken:*

- 1) *In accordance with 178 (1) (b) of the Local Government (General) Regulation 2021, Council decline to accept the tender.*
- 2) *In accordance with 178 (3) (e) of the Local Government (General) Regulation 2021, Council (in the first instance) enter into negotiations with Belgravia Leisure with a view to entering into a contract for management and operation of the Inverell Aquatic Centre and the Ashford Swimming Pool.*
- 3) *Subject to the negotiations with Belgravia Leisure, and also consistent with 178 (3) (e) of the Local Government (General) Regulation 2021, Council enter into negotiations with the following companies with a view to entering into a contract in relation to management and operation of the Inverell Aquatic Centre and the Ashford Swimming Pool:*
  - i) *City Venue Management P/L*
  - ii) *BlueFit*
  - iii) *MI Leisure Pty Ltd*
- 4) *Consistent with 178 (4) of the Local Government (General) Regulation 2021:*
  - a) *Council not invite fresh tenders as:*
    - i) *it is satisfied that it is unlikely to receive any more competitive conforming tenders if a further process was run; and*
    - ii) *a further process would not therefore, represent value for money.*
  - b) *Entering into negotiations will provide Council with the opportunity to further refine several components of the tender documents and the terms of the contract to obtain the best value for the management and operation of the Inverell Aquatic Centre and the Ashford Swimming Pool, noting that Belgravia Leisure has satisfied Council in regard to the Tender Criteria and that the other named parties in point 3) are known to be reputable and have the necessary experience in the aquatic management industry.*
- 5) *A report be presented back to a future meeting of Council advising the outcome and making recommendations in regard to the negotiations identified in point 2) and/or 3) above.*

## **ADOPTION OF RECOMMENDATIONS**

### **RESOLUTION 2024/34**

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

*That the recommendations of Closed Council be adopted.*

**CARRIED**

**The Meeting closed at 3.29pm.**