

**MINUTES OF INVERELL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET,
INVERELL
ON WEDNESDAY, 24 JULY 2024 AT 3.00PM**

PRESENT: Cr Paul Harmon (Mayor), Cr Jo Williams, Cr Di Baker, Cr Stewart Berryman, Cr Kate Dight, Cr Paul King OAM, Cr Jacko Ross and Cr Wendy Wilks.

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

1 APOLOGIES

Nil

2 CONFIRMATION OF MINUTES

RESOLUTION 2024/88

Moved: Cr Di Baker

Seconded: Cr Stewart Berryman

That the Minutes of the Ordinary Meeting of Council held on 26 June 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

Cr Dight declared a Pecuniary Interest in Item 9.1.4 'Stock Grids - Goat Rock Road'. The nature of the interest is Cr Dight's spouse is an owner of stock grids on Inverell Shire roads. An audit or a review of Council's *Stock Grids, Ramps & Gates Management Policy* could result in a financial loss or gain. Cr Dight is not a member of the Civil and Environmental Services Committee and was not present at the Civil and Environmental Services Committee Meeting held in July. This declaration was made at the first available opportunity.

4 PUBLIC FORUM

At this juncture, the time being 3.02pm, the Mayor welcomed the members of the public and opened the Public Forum Session by inviting members of the public to speak.

At this juncture, the time being 3.03pm, Cr Dight left the Chamber having previously declared a Pecuniary Interest in respect of the preceding public forum item.

Mr Stephen Henry - Goat Rock Road

Stephen Henry addressed the meeting regarding his concerns surrounding the four (4) stock grids located on Goat Rock Road. Mr Henry's concerns relate to non-compliance with Council policy and his inability to move equipment along the road as the existing grids are too narrow.

Mr Henry's request to address Public Forum was accompanied by correspondence that was circulated to Councillors for their information prior to the forum.

Cr Dight returned to the meeting at 3.14pm.

5 MAYORAL MINUTE

Nil

6 ADVOCACY REPORTS

6.1 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - NATIONAL GENERAL ASSEMBLY S14.3.9

RESOLUTION 2024/89

Moved: Cr Di Baker

Seconded: Cr Kate Dight

That the information be received and noted.

CARRIED

6.2 MURRAY DARLING ASSOCIATION CONFERENCE - TAMWORTH JULY 2024 S32.6.1

RESOLUTION 2024/90

Moved: Cr Kate Dight

Seconded: Cr Di Baker

That the information be received and noted.

CARRIED

7 NOTICES OF BUSINESS

Nil

8 QUESTIONS WITH NOTICE

Nil

9 COMMITTEE REPORTS

9.1 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 10 JULY 2024

RESOLUTION 2024/91

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

- i. That the Minutes of the Civil and Environmental Services Committee Meeting held on Wednesday, 10 July, 2024, be received and noted; and*
- ii. The following recommendations of the Civil and Environmental Services Committee be adopted by Council with the exclusion of Item 9.1.4 which was dealt with separately.*

CARRIED

9.1.1 Tingha Village Speed Zone Assessment

RECOMMENDATION:

That:

- 1. The information be received and noted; and*
- 2. A formal request not be forwarded to Transport for NSW to undertake a speed zone review of Guyra Road and Ruby Street, Tingha.*

9.1.2 PBS Vehicle Pre Approvals

RECOMMENDATION:

That the following Roads be Pre-approved for the use of Type 2 Performance Based Standard A-doubles:

- SR092 – Old Texas Road*
- SR275 – Jardine Road*
- IU161 – Ring Street*
- IU168 – Runnymede Drive*
- IU181 - Swanbrook Road (between Runnymede Drive and Byron Street)*
- MR137 – Inverell-Bonshaw Road*
- MR138 – Texas Road*
- MR462 - Bruxner Way*

9.1.3 Reclassification State Highway 12 - Inverell Town Centre

RECOMMENDATION:

That:

- 1. The information be received and noted; and*
- 2. The proposed Gwydir Highway Road Reclassification to Henderson Street and Campbell Street be accepted.*

9.1.5 Information Reports

RECOMMENDATION:

That the information reports be received and noted.

At this juncture, the time being 3.27pm, Cr Dight left the meeting having previously declared a Pecuniary Interest in Item 9.1.4 'Stock Grids – Goat Rock Road'. The nature of the interest is Cr Dight's spouse is an owner of cattle grids on Inverell Shire roads. An audit or a review of Council's *Stock Grids, Ramps & Gates Management Policy* could result in a financial loss or gain. Cr Dight was not present at the Civil and Environmental Services Committee Meeting held in July and is not a member of that Committee. This declaration was made at the first available opportunity.

9.1.4 Stock Grids - Goat Rock Road

RESOLUTION 2024/92

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

That:

- i. Council accept an interim deviation from the Stock Grids, Ramps & Gates management policy for the existing four (4) stock grids on Goat Rock Road, provided that the interim work currently being underway is completed to provide road user safety as approved by Council engineering staff;*
- ii. A review of the existing Stock Grids, Ramps & Gates Management Policy be undertaken;*
- iii. An audit be undertaken of all stock grids on Council controlled roads across the LGA;*
- iv. The outcome of the audit and policy review be presented to the Committee in a future report; and*
- v. The existing four (4) stock grids on Goat Rock Road be re-assessed once Council has completed the policy review.*

CARRIED

At 3.31pm, Cr Dight returned to the meeting.

9.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 10 JULY 2024

RESOLUTION 2024/93

Moved: Cr Paul King OAM

Seconded: Cr Jo Williams

- i. That the Minutes of the Economic and Community Sustainability Committee meeting held on Wednesday, 10 July, 2024, be received and noted; and*
- ii. The following recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

CARRIED

9.2.1 Request for Sponsorship - Ashford Show Society

RECOMMENDATION:

That:

- i) Council provide a sponsorship of \$5000 to the Ashford Show Society; and*

- ii) *The sponsorship be funded from the Ashford village vote.*

9.2.2 Licence for New Airport Hangar - Inverell Aviation

RECOMMENDATION:

That:

1. *Council make the area in front of Inverell Aviation's demountable buildings available for licence to Mr John Newby, Inverell Aviation for the construction of a new hangar, subject to the lodgement and approval of a Development Application and the applicant meeting all costs associated with the development;*
2. *The development to include carparking provisions, amenities, onsite effluent system, relocation of power, assess contamination and remediate if required in accordance with any Development Consent condition;*
3. *Any construction work undertaken 'air side' must be approved by Council and comply with Part 139 (Aerodromes) Manual of Standards 2019 (as amended) (MOS 139) made under Regulation 139.005 of the Civil Aviation Safety Regulations 1998 and section 4 of the Acts Interpretation Act 1901 with the applicant meeting all costs associated with the construction works;*
4. *The annual licence fee be set at \$500.00 plus \$1.80 per square metre of land utilised per annum including GST per hangar site and the licence fee be subject to annual 3% increases;*
5. *The licence indicate that the hangars are not to be occupied for residential purpose; and*
6. *The licence agreement be subject to any terms and conditions as negotiated by Council's General Manager.*

9.2.3 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.*

9.2.4 Request for a Reduction in a Water Usage Account

RECOMMENDATION:

That the request for a reduction in a water account not be acceded to on the basis of not meeting the relevant criteria contained in Council's 'Water Usage Charges – Undetected Leaks Policy'.

9.2.5 Information Reports

RECOMMENDATION

That the information reports be received and noted.

10 DESTINATION REPORTS

10.1 MEMBER FOR NORTHERN TABLELANDS - BRENDAN MOYLAN MP S14.18.6/17

RESOLUTION 2024/94

Moved: Cr Di Baker

Seconded: Cr Jo Williams

1. *That Council write to Mr Brendan Moylan MP congratulating him on his election as the Member for the Northern Tablelands.*
2. *Council seek to meet with Mr Moylan at the earliest convenience to discuss matters of mutual interest.*

CARRIED

10.2 MINISTER'S CORRESPONDENCE - INVERELL HOSPITAL S24.20.6

RESOLUTION 2024/95

Moved: Cr Wendy Wilks

Seconded: Cr Jacko Ross

That:

1. *Council receive and note the correspondence from the NSW Minister for Health, the Hon Ryan Park MP;*
2. *Council take the opportunity to brief recently elected Member for Northern Tablelands, Mr Brendan Moylan MP on the matter; and*
3. *Council actively participate in the Clinical Services Plan (CSP) review process for Inverell Hospital and continue to advocate for the level of health service at the hospital commensurate with community need.*

CARRIED

10.3 ALLOCATE ADDITIONAL ROADS TO RECOVERY FUNDING S15.8.23/18

MOTION

Moved: Cr Stewart Berryman

Seconded: Cr Kate Dight

That Council allocate the 2024/2025 Roads to Recovery funding of \$2,467,625 on the following basis, and that the individual projects under each category be determined as per the rationale detailed in the report:

- | | |
|---|-----|
| i. Bitumen Road Rehabilitation/Heavy Patching | 50% |
| ii. Bridges, Culverts, Causeways | 20% |
| iii. Bitumen Reseals | 30% |

AMENDMENT 2024/96

Moved: Cr Kate Dight

Seconded: Cr Jo Williams

1. *That Council allocate the 2024/2025 Roads to Recovery funding of \$2,467,625 on the following basis, and that the individual projects under each category be determined as per the rationale detailed in the report:*

- | | |
|--|------------|
| <i>i. Bitumen Road Rehabilitation/Heavy Patching</i> | <i>50%</i> |
| <i>ii. Bridges, Culverts, Causeways</i> | <i>20%</i> |
| <i>iii. Bitumen Reseals</i> | <i>30%</i> |

2. *That should future strategic assessment identify the upgrade of a gravel road to a bitumen standard as an appropriate asset management outcome, the above funding distribution not prevent consideration of the use of Roads to Recovery funding for such purposes.*

The Amendment on being put to the meeting was carried. It then became the motion.

The Motion on being put to the meeting was carried.

CARRIED

10.4 ALLOCATE FUNDING - LOCAL ROADS COMMUNITY INFRASTRUCTURE - PHASE 4 PART B S15.8.106

RESOLUTION 2024/97

Moved: Cr Jacko Ross

Seconded: Cr Di Baker

That Council allocate \$808,736 from Phase 4 Part B of the Local Roads and Community Infrastructure Program to the rehabilitation of Chester Street from Mansfield Street to Wood Street.

CARRIED

10.5 POWER UPGRADE INVERELL DIAGNOSTIC IMAGING - REQUEST FOR EASEMENT OVER 36-38 CAMPBELL STREET S5.11.72

RESOLUTION 2024/98

Moved: Cr Di Baker
 Seconded: Cr Kate Dight

That:

- i. Council accede to the request; and*
- ii. The General Manager be delegated authority to undertake commercial negotiations regarding the approval for the required 1m wide electricity easement over Lot 10 DP 1040067, 36-38 Campbell Street.*

CARRIED

10.6 ABORIGINAL CONSULTATIVE COMMITTEE S2.14.1

RESOLUTION 2024/99

Moved: Cr Paul King OAM
 Seconded: Cr Kate Dight

- 1. That Council contact each appointed community representative of the Aboriginal Consultative Committee and confirm if they wish to continue and are willing to commit in that capacity.*
- 2. Council contact both the Ashford and Anaiwan Local Aboriginal Land Council and determine if they wish to provide a representative to the Aboriginal Consultative Committee as per the Committee Constitution.*
- 3. If the local Aboriginal Land Councils fail to nominate a representative, that these positions on the committee be replaced by community members and the constitution of the Aboriginal Consultative Committee be amended accordingly.*
- 4. Depending on the outcome of actions 1, 2, & 3 above, Council if required call for nominations from community members to join the Aboriginal Consultative Committee.*
- 5. Any subsequent appointments to the Aboriginal Consultative Committee be made by the Mayor, Cr Paul King and the General Manager.*

CARRIED

11 INFORMATION REPORTS

RESOLUTION 2024/100

Moved: Cr Di Baker
 Seconded: Cr Jacko Ross

That the following information report be received and noted.

CARRIED

11.1 ORDINANCE ACTIVITIES REPORT FOR JUNE 2024 S18.10.1

RESOLUTION 2024/101

Moved: Cr Kate Dight
 Seconded: Cr Jacko Ross

That the following information report be received and noted.

CARRIED

11.2 NSW PLANNING PORTAL - CUSTOMER FIRST PROGRAM S18.6.60

RESOLUTION 2024/102

Moved: Cr Paul King OAM
 Seconded: Cr Jo Williams

That the following information report be received and noted.

CARRIED

11.3 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING JUNE 2024 S18.10.2/17

RESOLUTION 2024/103

Moved: Cr Kate Dight
 Seconded: Cr Jo Williams

That the following information report be received and noted.

CARRIED

11.4 STRATEGIC TASKS - 'SIGN OFF' - JUNE 2024 S4.13.2

RESOLUTION 2024/104

Moved: Cr Di Baker
 Seconded: Cr Kate Dight

That the following information report be received and noted.

CARRIED

11.5 ENVIRONMENTAL PLANNING AND ASSESSMENT (STATEMENT OF EXPECTATIONS) ORDER 2024 S18.6.29

RESOLUTION 2024/105

Moved: Cr Kate Dight
 Seconded: Cr Di Baker

That the following information report be received and noted.

CARRIED

11.6 SUBMISSION ON PROPOSED FOOD ORGANICS AND GARDEN ORGANICS MANDATE S31.3.6

RESOLUTION 2024/106

Moved: Cr Stewart Berryman
 Seconded: Cr Kate Dight

That the following information report be received and noted.

CARRIED

11.7 PCG MEETING - INVERELL AQUATIC CENTRE REPLACEMENT S5.9.27

RESOLUTION 2024/107

Moved: Cr Jacko Ross
 Seconded: Cr Kate Dight

That the following information report be received and noted.

CARRIED

11.8 ELECTORAL MATTER - USE OF COUNCIL RESOURCES PRIOR TO LOCAL GOVERNMENT ELECTIONS S13.7.4/05

RESOLUTION 2024/108

Moved: Cr Wendy Wilks
 Seconded: Cr Paul King OAM

That the following information report be received and noted.

CARRIED

11.9 LOCAL GOVERNMENT ELECTIONS 2024 - PRE-POLLING AND POLLING PLACES S13.7.4/05

RESOLUTION 2024/109

Moved: Cr Wendy Wilks

Seconded: Cr Jo Williams

That the following information report be received and noted.

CARRIED

11.10 ATTRACT, CONNECT, STAY MODEL TO EXPAND TO INVERELL S3.16.18

12 GOVERNANCE REPORTS

Nil

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

Nil

The Meeting closed at 4.03pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 14 August 2024.