

NAMBUCCA SHIRE COUNCIL

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 27 SEPTEMBER 2018

The following document is the minutes of the Ordinary Council meeting held **27 September 2018**. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on Thursday 11 October 2018 and therefore subject to change. Please refer to the minutes of 11 October 2018 for confirmation.

PRESENT

Cr Rhonda Hoban (Mayor)	Cr John Ainsworth
Cr Martin Ballangarry OAM (Deputy Mayor)	Cr Brian Finlayson
Cr Susan Jenvey	Cr David Jones
Cr Janine Reed	Cr Anne Smyth
Cr John Wilson	

ALSO PRESENT

Michael Coulter (General Manager)	Robert Hunt (AGM Corporate Services)
Paul Gallagher (AGM Engineering Services)	Lorraine Hemsworth (Minute Secretary)

PRAYER

Lieutenant Matthew Pethybridge - Corps Leader for the Nambucca River Church, The Salvation Army on behalf of the Nambucca Minister's Association.

DISCLOSURE OF INTEREST

Councillor Janine Reed declared a pecuniary interest in Item 9.8 *Lodgement of Application to Minister for Lands and Forestry for Classification and Categorisation of Crown Reserves* under the Local Government Act as Cr Reed is the elected Chairman of Nambucca Valley Care Group who are the neighbours referred to in one of the identified parcels of Crown Land and who have previously expressed interest in the future of this property. Cr Reed left the meeting for this item.

Councillor Anne Smyth declared a non-pecuniary - significant conflict of interest in Item 11.4 Annual/Biennial Contracts – 1 October 2018 – 30 September 2019/2020 under the Local Government Act as one of the contractors is her next-door neighbour. Cr Smyth left the meeting for this item.

CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

SUBJECT: CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING 13 SEPTEMBER 2018

431/18 **RESOLVED:** (Wilson/Smyth)

That the minutes of the Ordinary Council Meeting of 13 September 2018 be confirmed.

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NOTICE OF MOTION - CR REED

ITEM 5.1 SF2433 270918 NOTICE OF MOTION - Leave of Absence - Cr Janine Reed - 26
October to 6 November 2018 inclusive

432/18 **RESOLVED:** (Reed/Ainsworth)

That Cr Janine Reed be granted leave of absence in accordance with Section 234(d) of the Local Government Act for the period 26 October to 6 November 2018 inclusive.

PUBLIC FORUM

RECOMMENDATION

That the following delegations be heard:

South Arm Hall Committee of Management

i Anama Tesser

Blueberry Farming

ii Alan Morton

Ms Tesser addressed Council making the following comments:

- Welcoming the Council and members of the South Arm Hall Committee to the meeting
- Wonderful to have some new committee members
- The committee hold regular functions eg Christmas, Easter, Australia Day and approximately 40-50 community members attend
- President Brett is doing a great job maintaining the grounds
- Committee keeping head above water
- Thinking of new ideas for functions at the hall
- Long term plan – open side and have a deck to make more user friendly for various functions
- There are members for and against lining the internal
- Would like to insulate the roof with versiclad
- Hall built 1927
- Working on obtaining grants
- Thanks to Council for the \$500
- Would like to paint the building
- Thanks to Council for the best road grading in years
- Would like a bitumen road
- Would like a couple of boscar bins
- Some stealing has occurred at the Fire Shed
- Thanks to Council for the soil
- Placed a grant to upgrade the kitchen

Mr Morton addressed Council on the concerns of Blueberry Horticulture at 94 Smith's Lane, Congarrini North with notes being placed on File.

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ASKING OF QUESTIONS WITH NOTICE

Mayor Rhonda Hoban:

Have the Coffs Coast Waste collection and MRF contracts for which a tender was accepted in April 2017 been signed?

If they haven't been signed, when is this expected to occur and what are the reasons for the delay?

Response: The questions will be put to Coffs Harbour City Council.

QUESTIONS FOR CLOSED MEETING WHERE DUE NOTICE HAS BEEN RECEIVED

There were no questions for Closed Meeting where due notice has been received.

GENERAL MANAGER REPORT

ITEM 9.1 SF959 270918 Outstanding Actions

433/18 **RESOLVED:** (Finlayson/Ainsworth)

That the list of outstanding actions and reports be noted and received for information by Council.

ITEM 9.2 SF46 270918 Draft Cemetery Policy

434/18 **RESOLVED:** (Finlayson/Reed)

- 1 That Council publicly exhibit the draft 'Cemetery Policy' contained within attachment 1 for 28 days and the three Local Aboriginal Land Council's be directly notified of the draft policy and invited to make comment.
- 2 There be a report to Council once the public exhibition of the draft policy is concluded to determine if Council will proceed with its adoption and provide an amendment to the Fees and Charges which differentiates between perpetual and renewable interment rights.

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ITEM 9.3 SF2460 270918 LEP and DCP Amendment

435/18 **RESOLVED:** (Finlayson/Reed)

That Council defer the LEP and DCP Amendment report to a workshop on the same day as the Valla Growth area workshop prior to the next Council meeting.

Upon being put to the meeting, the motion was declared carried.

For the Motion: Councillors Ainsworth, Finlayson, Hoban, Reed, Smyth and Wilson
Total (6)
Against the Motion: Councillors Ballangarry, Jenvey and Jones
Total (3)

ITEM 9.4 SF2423 270918 Undetermined Development Applications either greater than 12 months or where submissions received to 20 September 2018

436/18 **RESOLVED:** (Ainsworth/Finlayson)

That the information contained in the report on undetermined Development Applications either greater than 12 months or where submissions received to 20 September 2018 be noted by Council.

ITEM 9.5 SF1496 270918 Minutes of the Nambucca Rivers, Creeks, Estuaries and Coastline Management Committee - 13 June 2018

MOTION: (Ainsworth/Finlayson)

- 1 That Council adopt the minutes of the Nambucca Rivers, Creeks, Estuaries and Coastline Management Committee held on the Thursday 13 June 2018.
- 2 That Cr John Wilson be included as a formal representative on the Nambucca Rivers, Creeks Estuaries and Coastline Management Committee.

AMENDMENT: (Jenvey/Smyth)

- 1 That Council adopt the minutes of the Nambucca Rivers, Creeks, Estuaries and Coastline Management Committee held on the Thursday 13 June 2018.
- 2 That all Councillors be included as formal representatives on the Nambucca Rivers, Creeks Estuaries and Coastline Management Committee.

The amendment was carried and became the motion.

437/18 **RESOLVED:** (Jenvey/Smyth)

- 1 **That Council adopt the minutes of the Nambucca Rivers, Creeks, Estuaries and Coastline Management Committee held on the Thursday 13 June 2018.**
- 2 **That all Councillors be included as formal representatives on the Nambucca Rivers, Creeks Estuaries and Coastline Management Committee.**

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ITEM 9.6 SF2422 270918 Minutes of the Nambucca Shire Council Access Committee meeting held 24 July 2018

438/18 **RESOLVED:** (Smyth/Wilson)

That Council endorse the minutes of the Nambucca Shire Council Access Committee meeting held 24 July 2018.

ITEM 9.7 SF868 270918 Precious Memories - proposed reprint

439/18 **RESOLVED:** (Reed/Wilson)

- 1 **That Council make an allocation of \$10,000 from 2018-2019 working funds to underwrite a reprint of Precious Memories.**
 - 2 **That Council offer the publication at cost, to museums to on-sell as a fund raising initiative.**
 - 3 **That Council's Fees and Charges note the retail price of Precious Memories as \$25.**
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Councillor Janine Reed left the meeting before the commencement of this item, the time being 7.03 PM

ITEM 9.8 SF2280 270918 Lodgement of Application to Minister for Lands and Forestry for Classification and Categorisation of Crown Reserves

440/18 **RESOLVED:** (Jones/Smyth)

That Council defer the Lodgement of Application to Minister for Lands and Forestry for Classification and Categorisation of Crown Reserves report and that an inspection be arranged.

Councillor Janine Reed returned to the meeting at the completion of this item, the time being 7.06 PM

ASSISTANT GENERAL MANAGER CORPORATE SERVICES REPORT

ITEM 10.1 SF1221 270918 Fraud Management and Prevention Strategy and Policy

441/18 **RESOLVED:** (Ainsworth/Finlayson)

That the Fraud Management and Prevention Strategy and Policy be adopted.

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ITEM 10.2 SF690 270918 Rate Peg for 2019/20

442/18 **RESOLVED:** (Finlayson/Ainsworth)

That the Report be received and noted.

ITEM 10.3 SF1031 270918 Legislative Compliance Policy

443/18 **RESOLVED:** (Wilson/Reed)

That Council adopt the attached Legislative Compliance Policy.

ITEM 10.4 SF65 270918 Future Implementation of New Accounting Standards

444/18 **RESOLVED:** (Ainsworth/Reed)

That the information pertaining to the new accounting standards be noted.

ITEM 10.5 SF265 270918 Review of Accounting Policies

445/18 **RESOLVED:** (Finlayson/Wilson)

That:

- a) **The various policies as attached to this Report be adopted, subject to confirmation by the Audit, Risk and Improvement Committee.**
 - b) **Those policies shown as “Deleted” in the table within the Report, be removed from the Policy Register.**
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ITEM 10.6 SF2362 270918 Year End Financial Working Result - 30 June 2018 - Budget
Review

446/18 **RESOLVED:** (Finlayson/Wilson)

That the list of revotes be approved and included as sub votes for 2018/19.

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ITEM 10.7 SF2493 270918 Investment Report to 31 August 2018

447/18 **RESOLVED:** (Wilson/Ainsworth)

That the Accountants' Report on Investments placed to 31 August 2018 be noted.

ITEM 10.8 SF334 270918 South Arm Hall Committee of Management - Annual General Meeting - 2 September 2018

448/18 **RESOLVED:** (Reed/Finlayson)

That Council endorse the minutes of the South Arm Hall Committee of Management Annual General Meeting held on 2 September 2018 and thank the outgoing Committee for their work in the past twelve months.

ITEM 10.9 SF344 270918 Warrell Creek Hall Committee of Management - Annual General Meeting - 5 September 2018

449/18 **RESOLVED:** (Reed/Ainsworth)

That Council endorse the minutes of the Warrell Creek Hall Committee of Management Annual General Meeting held on 5 September 2018 and thank the outgoing Committee for their work in the past twelve months.

ITEM 10.10 SF298 270918 Argents Hill Hall Committee of Management - Annual General Meeting - 10 September 2018

450/18 **RESOLVED:** (Ainsworth/Reed)

That Council endorse the minutes of the Argents Hill Hall Committee of Management Annual General Meeting held on 10 September 2018 and thank the outgoing Committee for their work in the past twelve months.

ITEM 10.11 SF251 270918 Schedule of Council Public Meetings 2018

451/18 **RESOLVED:** (Wilson/Ballangarry)

That the schedule of dates for Council meetings in 2018 be noted and received for information by Council.

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ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

ITEM 11.1 SF1676 270918 2018-19 Capital Works Program Monthly Report

452/18 **RESOLVED:** (Finlayson/Reed)

That Council receive and note the information pertaining to the progress of the 2018/2019 Capital Works Program for August 2018.

ITEM 11.2 SF84 270918 2018-19 Allocation for NSW Rural Fire Fighting Fund

453/18 **RESOLVED:** (Finlayson/Wilson)

That Council receive the information contained in the NSW Rural Fire Service 2018/2019 budget.

ITEM 11.3 SF2459 270918 Lanes Bridge Bowraville - Progress report No1

454/18 **RESOLVED:** (Ballangarry/Wilson)

That Council receive and note the progress report on the replacement of Lanes Bridge.

Councillor Anne Smyth left the meeting before the commencement of this item, the time being 7.31 PM

ITEM 11.4 SF707 270918 Annual/Biennial Contracts - 1 October 2018 - 30 September 2019/2020

455/18 **RESOLVED:** (Ainsworth/Finlayson)

- 1 That Council note the following list of services and contractors that have been accepted for general works for the period commencing 1 October 2018 to 30 September 2020 under Delegated Authority:

FILE REF	DESCRIPTION	CONTRACTOR
Q007/2018	Columbarium & Plaque Services	TM & L Johnson
Q008/2018	Builder/Carpenter (Panel)	Beyond Expectations J O'Brien TM & L Johnson True Carpentry
Q009/2018	Electrician (Panel)	Don't Get Fried Electrical Gary Welsh Electrical Reg Latter Electrical T/As Pacific Powerlines

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		Trisleys Electrical
Q010/2018	Painter (Panel)	One Plus Two Painting & Decorating
Q011/2018	Plumber (Panel)	Rilake Pty Ltd T/As Morgo's Plumbing Brenton Dyer Plumbing Ryan Plumbing and Water Hightide Plumbing
Q012/218	Security Services	Strudwick Security Pty Ltd
Q013/2018	Essential Fire Safety Services	Essential Safety Protection Pty Ltd
Q014/2018	Cleaning of Council Buildings	Advanced Cleaning
Q015/2018	Cleaning of Public Amenities	Under evaluation and subject to a future report
Q016/2018	Maintenance of Air Conditioning Systems	RCR Haden Pty Ltd
Q017/2018	Pest Control	Complete Pest Control

- 2 That Council note the following contractors that have been accepted for general works for the period commencing 1 October 2018 to 30 September 2019 under Delegated Authority:

Q018/2018	Tree Pruning, Lopping and Chipping (Panel)	Valley Tree Services Langham's Tree Services Marenaire Pty Ltd / Tree Services Ben Groen Tree Service Pty Ltd
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Councillor Anne Smyth returned to the meeting at the completion of this item, the time being 7.32 PM

ITEM 11.5 T023/2018 270918 T023/2018 Tender for provision of Crane Services for Construction of Lanes Bridge, Bowraville

456/18 **RESOLVED:** (Finlayson/Ainsworth)

- 1 That Council appoint **Borger Crane Hire and Rigging Services** as the contractor for Tender **T023/2018 – Provision of Crane Services for Construction of Lanes Bridge, Bowraville; note the Closed Report; and update the Contract Register (TRIM 31325/2016).**

Upon being put to the meeting, the motion was declared carried.

For the Motion: Councillors Ainsworth, Ballangarry, Finlayson, Hoban, Jenvey, Jones, Reed, Smyth and Wilson
Total (9)

Against the Motion: Nil
Total (0)

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ITEM 11.6 T024/2018 270918 T024/2018 Tender for provision of precast Components for Construction of Lanes Bridge, Bowraville

457/18 **RESOLVED:** (Finlayson/Ainsworth)

- 1 That Council appoint Australian Precast Solutions as the contractor for Tender T024/2018 – Provision of Precast Components for Construction of Lanes Bridge, Bowraville; note the Closed Report; and update the Contract Register (TRIM 31325/2016).**

Upon being put to the meeting, the motion was declared carried.

For the Motion: Councillors Ainsworth, Ballangarry, Finlayson, Hoban, Jenvey, Jones, Reed, Smyth and Wilson

Total (9)

Against the Motion:

Nil

Total (0)

CLOSURE

There being no further business the Mayor then closed the meeting the time being 7.38 pm.

Confirmed and signed by the Mayor on 11 October 2018.

Cr Rhonda Hoban
MAYOR
(CHAIRPERSON)