

## NAMBUCCA SHIRE COUNCIL

# Ordinary Council Meeting

## MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

The following document is the minutes of the Ordinary Council meeting held **16 MAY 2019**. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on Thursday 30 May 2019 and therefore subject to change. Please refer to the minutes of 30 May 2019 for confirmation.

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### PRESENT

Cr Rhonda Hoban (Mayor) OAM  
Cr Susan Jenvey  
Cr Janine Reed

Cr John Ainsworth  
Cr David Jones  
Cr John Wilson (Deputy Mayor)

### ALSO PRESENT

Michael Coulter (General Manager)  
Paul Gallagher (AGM Engineering Services)  
Matthew Sykes (Chief Financial Officer)

Robert Hunt (AGM Corporate Services)  
Teresa Boorer (Grants and Contributions Officer)  
Lorraine Hemsworth (Minute Secretary)

### APOLOGIES

Cr Brian Finlayson

Cr Anne Smyth

### PRAYER

Lieutenant Matthew Pethybridge, Salvation Army Churches offered a prayer on behalf of the Nambucca Minister's Association.

### DISCLOSURE OF INTEREST

Mr Michael Coulter declared a pecuniary significant conflict of interest in Item 9.15 *Draft Section 7.12 Development Contributions Plan 2019* under the Local Government Act as Mr Coulter is the Secretary of the Macksville-Scotts Head Surf Life Saving Club and the Club currently receives reimbursement of some of its costs for rescue equipment via the existing Section 94 Plan for Surf Life Saving Equipment.

### CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

#### **SUBJECT: CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING 24 APRIL 2019**

201/19 **RESOLVED:** (Wilson/Jenvey)

That the minutes of the Ordinary Council Meeting of 24 April 2019 be confirmed.

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## Ordinary Council Meeting

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### NOTICE OF MOTION - CR HOBAN - LATE

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ITEM 5.5 SF2547 160519 MAYORAL MINUTE - Emergency Services Levy Increase

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202/19 **RESOLVED:** (Hoban)

**That Council:**

**A Notes:**

- a That last December, the NSW Government enacted laws to provide better workers compensation coverage for firefighters who are diagnosed with one of twelve specific work-related cancers.
- b That in many areas of NSW, fire services are made up of elected and staff members of local government, and that local governments strongly support this expanded workers compensation scheme.
- c That as a result of these changes, the State Government has decided to implement the new scheme by charging local governments an increased Emergency Services Levy, without consultation.
- d That the expected increase in costs to local governments will be \$19m in the first year alone, and that there is a little or no time to enshrine this charge in Council's 2019/2020 budgets.
- e That Local Government NSW has long advocated for the Emergency Services Levy to be significantly modified to ensure it is transparent, equitable and accountable.

**B That this Council supports Local Government NSW's call for:**

- a The NSW Government to cover the initial additional \$19m increase to local governments for the first year; and
- b The NSW Government to work with NSW local governments to redesign the funding mechanism for the scheme to ensure fairness into the future.

**C Requests the General Manager liaise with Local Government NSW to provide information on:**

- a The impact on council budgets; and
- b Council advocacy actions undertaken.

**D Requests that the Mayor**

- a Write to the NSW Premier and NSW Interim Opposition Leader, NSW Minister for Customer Services, NSW Minister for Local Government, and local state member/s to:
  - i call upon the NSW Government to fund the 12 months of this extra cost rather than requiring councils to find the funds at short notice when budgets have already been allocated
  - ii explain how this sudden increase will impact council services / the local community.
  - iii highlight that councils were not warned of the increased cost until May 2019, despite the new laws being passed in November 2018
  - iv explain that the poor planning and implementation of the increase is inconsistent with the Government's commitment to work in partnership with the sector

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- v ask the Government to work with local governments to redesign the implementation of the scheme to ensure it is fairer for councils and communities into the future.
  - vi request the State Government introduce the property based Emergency Services levy.
- b Copy the above letter to Local Government NSW.

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### NOTICE OF MOTION - CR HOBAN

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ITEM 5.1 SF2547 160519 NOTICE OF MOTION - Extension of Library Opening Hours  
Christmas - New Year

203/19 **RESOLVED:** (Reed/Ainsworth)

- 1 That Council open the Nambucca Heads Library between Christmas and New Year on an ongoing basis.
- 2 That following staff consultation Council receive a report on the merit of conducting a trial opening of the Macksville Library between Christmas and New Year 2019.

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### NOTICE OF MOTION - CR HOBAN

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ITEM 5.2 SF24 160519 NOTICE OF MOTION - Request for Donation Macksville Country  
Club - Junior Golf Equipment

204/19 **RESOLVED:** (Reed/Ainsworth)

That Council provide Macksville Country Club with \$500 from the remaining 2018/19 donations budget for the purpose of purchasing golf equipment to be loaned to juniors learning to play golf.

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### NOTICE OF MOTION - CR REED

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ITEM 5.3 SF2547 160519 NOTICE OF MOTION - Cr Janine Reed - Request for leave of  
absence - Thursday 30 May 2019

205/19 **RESOLVED:** (Reed/Jones)

That Cr Janine Reed be granted leave of absence in accordance with Section 234(d) of the Local Government Act for the period 30 May 2019.

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### NOTICE OF MOTION - CR SMYTH

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ITEM 5.4 SF2547 160519 NOTICE OF MOTION - Cr Anne Smyth - Request for leave of absence - Thursday 16 May 2019 to Friday 7 June 2019

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206/19 **RESOLVED:** (Jones/Reed)

**That Cr Anne Smyth be granted leave of absence in accordance with Section 234(d) of the Local Government Act for the period 16 May 2019 to Friday 7 June 2019 inclusive.**

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### DELEGATIONS

#### RECOMMENDATION

That the following delegations be heard:

ITEM 9.2 Arborist Report - Trees on River Street, Macksville - Future of Six (6) Kaffir Plum Trees  
ITEM 9.20 Minutes of the Nambucca Business Advisory Committee Meeting

- i Mickey Hawkes Save the trees*
  - ii Nancy Smith Save the trees*
  - iii Sally Cavanagh remove the trees with conditions*
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- i Mickey Hawkes Save the trees addressed Council with notes placed on file 18262/2019.
  - ii Nancy Smith Save the trees addressed Council with notes placed on file 18261/2019.
  - iii Sally Cavanagh remove the trees with conditions addressed Council with notes placed on file 16349/2019.

### GENERAL MANAGER REPORT - LATE

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ITEM 9.20 SF2329 160519 Minutes of the Nambucca Business Advisory Committee Meeting  
Held on 14 May 2019

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MOTION: (Reed/Ainsworth)

The following recommendations from the meeting of the Nambucca Business Advisory Committee meeting held on 14 May 2019 be adopted.

- 1 That Council consider providing \$20,000 in funding in its 2019/2020 or subsequent budgets for the preparation of a detailed design for the River Street foreshore (including footpath area) between the Macksville bridge and Princess Street with a view to the gradual replacement of the Kaffir Plum trees with appropriate species, such that any replacement trees are well advanced before any trees are removed.
- 2 That upon completion of the detailed design plan for the River Street foreshore that it be placed on public exhibition for an appropriate period.

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AMENDMENT: (Jenvey/Jones)

- 1 That Council consider providing \$20,000 in funding in its 2019/2020 or subsequent budgets for the preparation of a detailed design for the River Street foreshore (including footpath area) between the Macksville bridge and Princess Street which incorporates a horticultural plan for managing the existing nine (9) trees to the end of their functional life.
- 2 That upon completion of the detailed design plan for the River Street foreshore that it be placed on public exhibition for an appropriate period.

The amendment was lost and reverted back to the Motion.

207/19 **RESOLVED:** (Reed/Ainsworth)

The following recommendations from the meeting of the Nambucca Business Advisory Committee meeting held on 14 May 2019 be adopted.

- 1 That Council consider providing \$20,000 in funding in its 2019/2020 or subsequent budgets for the preparation of a detailed design for the River Street foreshore (including footpath area) between the Macksville bridge and Princess Street with a view to the gradual replacement of the Kaffir Plum trees with appropriate species, such that any replacement trees are well advanced before any trees are removed.
- 2 That upon completion of the detailed design plan for the River Street foreshore that it be placed on public exhibition for an appropriate period.

208/19 **RESOLVED:** (Hoban/Ainsworth)

That Council write to Joan's Volunteer Army and express our sincere appreciation for in excess of 25 years of dedicated service that they have provided in maintaining the River Street foreshore.

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ITEM 9.19 PRF53 160519 Arborist Report - Future of Six (6) Kaffir Plum Trees - Additional Submissions

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209/19 **RESOLVED:** (Ainsworth/Wilson)

That the information in the submissions be received.

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## ASKING OF QUESTIONS WITH NOTICE

There were no questions with notice.

## QUESTIONS FOR CLOSED MEETING WHERE DUE NOTICE HAS BEEN RECEIVED

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

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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

### GENERAL MANAGER REPORT

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ITEM 9.1 SF959 160519 Outstanding Actions and Reports

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210/19 **RESOLVED:** (Ainsworth/Reed)

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

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Item 9.2 was dealt with under delegations.

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ITEM 9.3 PRF3 160519 Alithia Learning - Proposed Lease of a Section of Anderson Park, Valla Beach

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211/19 **RESOLVED:** (Ainsworth/Reed)

- 1 **That Council proceed to amend the plan of management for Anderson Park to make express authorisation for a lease to Alithia Learning and place the amended plan of management on public exhibition.**
  - 2 **If required, that Council provide Alithia Learning with a letter of support for their funding application to demonstrate to the funding body or any prospective funding body that the amendment to the plan of management is underway.**
  - 3 **That Alithia Learning be invited to lodge a development application for its proposal so that it may be assessed concurrently with the proposed amendment to the plan of management.**
  - 4 **That Council provide a donation to Alithia Learning being the development application and construction certificate fees for their proposal.**
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ITEM 9.4 SF2329 160519 Minutes of the Nambucca Business Advisory Committee Meeting Held on 17 April 2019

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212/19 **RESOLVED:** (Reed/Ainsworth)

**Council adopt the following recommendations from the meeting of the Nambucca Business Advisory Committee meeting held on 17 April 2019.**

- 1 **That Council confirm the offers of grant funding to the four listed properties being the Valley Emporium and Remnant Basket; the Department Store; Luke Foley; and Rob Torelli's Barber Shop and require the owners' endorsement of the Deed of Agreement within 28 days (if it hasn't already been supplied).**
- 2 **Council note there have been no submissions in response to the Local Government Act requirement to provide notice of the proposed financial assistance for the reinstatement of awnings and verandahs in the Macksville CBD.**
- 3 **That the Macksville and District Chamber of Commerce be requested to support a joint cleaning project with property owners, particularly in instigating the cleaning of signs and facades.**

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- 4 That the General Manager speak to Alan Rudge Architects in relation to a potential treatment for the steel fascia above the awning on the corner of Wallace and Cooper Streets, Macksville (chemist shop corner).
  - 5 Council note that the Committee's consideration of the Arborist Report on the trees in River Street, Macksville (Kaffir Plum trees) has been deferred until after the close of submissions and to be the subject of special meeting of the Committee (if required).
  - 6 That the Council note the Committee's preference for the implementation of programmable coloured lighting for the Macksville Bridge.
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ITEM 9.5 SF2513 160519 Donation to the Macksville Country Club - Reimbursement of Development Application Fees

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213/19 **RESOLVED:** (Ainsworth/Wilson)

That Council reimburse \$870.98 by way of donation to the Macksville Country Club being the money paid to Council in development application fees for a proposed extension to the members cart shed.

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ITEM 9.6 SF600 160519 99-101 Ocean View Drive, Valla Beach - Proposed Reclassification from Community to Operational Land for Proposed Sale

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214/19 **RESOLVED:** (Ainsworth/Reed)

That Council prepare a planning proposal to:

- 1 Reclassify the land shown highlighted in pink on the attached plan from community land to operational land with the intention of selling the land and applying the proceeds to community infrastructure in Valla Beach.
- 2 Rezone the land shown highlighted in pink R1 General Residential with a minimum lot size of 450m<sup>2</sup>; a height limit of 8.5m; and a floor space ratio of 0.55:1.

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

For the Motion: Councillors Ainsworth, Hoban, Reed and Wilson  
Total (4)

Against the Motion: Councillors Jenvey, Jones  
Total (2)

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## Ordinary Council Meeting

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ITEM 9.7 LF3770 160519 21 Riverside Drive, Nambucca Heads

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215/19 **RESOLVED:** (Wilson/Reed)

- 1 That Council formally accept the transfer to its ownership of 21 Riverside Drive, Nambucca Heads to be managed by Council in consultation with its Aboriginal community as community land.
  - 2 Council's seal be attached to any documents relating to the transfer of the land as may be required.
  - 3 A provision of \$40,000 be made in Council's budget for 2019/2020 for the employment of an archaeologist and landscape architect to develop detailed plans for the re-interment of the human remains and the conservation of other heritage features as well as for interpretative signage.
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ITEM 9.8 SF851 160519 Aboriginal Constitutional Recognition Position Statement

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216/19 **RESOLVED:** (Jones/Reed)

**That Council advise Local Government NSW that it endorses its revised Aboriginal Constitutional Recognition Position Statement.**

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ITEM 9.9 SF2354 160519 Local Government Performance Excellence Program

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217/19 **RESOLVED:** (Jones/Wilson)

**That Council note the Action Plan Status Report which addresses key findings in The Australasian Local Government Performance Excellence Program Report.**

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ITEM 9.10 SF46 160519 Amendment to Cemetery Fees

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218/19 **RESOLVED:** (Jones/Jenvey)

- 1 That burial fees within the 2019-20 Fees and Charges be advertised with a fee of \$2,500.00 for all burials. Fees for an interment right in a grave site previously reserved are to be increased so the total payment made (reservation fee plus interment right fee) equals \$2,500.00.
  - 2 That Council send letters to those people who have reserved grave sites within Councils cemeteries advising that interment right fees have increased.
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## Ordinary Council Meeting

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ITEM 9.11 SF2575 160519 Proposed Environmental Levy Projects - 2019/2020

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219/19 **RESOLVED:** (Reed/Ainsworth)

**That the information pertaining to the proposed environmental levy projects in 2019/20 be received and the public be requested to nominate projects for inclusion in the program as part of the advertising for Council's 2019/2020 Operational Plan.**

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ITEM 9.12 SF2513 160519 Request for Donation - Mary Boulton Cottage & Museum  
Committee of Management

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220/19 **RESOLVED:** (Ainsworth/Reed)

**That Council approve a Section 356 donation of \$145.00, for reimbursement of the Road Closure application fee for the Macksville Rail Centenary on 30 June 2019 to 1 July 2019.**

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ITEM 9.13 SF1120 160519 Emergency Signage Ready - Additional Working Funds required  
for matching contribution

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221/19 **RESOLVEDS:** (Jenvey/Wilson)

**That Council approve the use of working funds in an amount of \$8,613 as the additional amount of matching funding for the Emergency Signage Ready (#A-6894712617) project funded under the Infrastructure Grants Fund – Office of Liquor & Gaming, NSW.**

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ITEM 9.14 SF2784 160519 My Community Project

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222/19 **RESOLVED:** (Ainsworth/Jenvey)

**That the information concerning the "My Community Project" be received.**

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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

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ITEM 9.15 SF544 160519 Draft Section 7.12 Development Contributions Plan 2019 for Approval

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223/19 **RESOLVED:** (Reed/Wilson)

**That Council adopt the Draft Section 7.12 Development Contributions Plan 2019.**

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

For the Motion: Councillors Ainsworth, Hoban, Jenvey, Reed and Wilson  
Total (5)

Against the Motion: Councillors Jones  
Total (1)

Mr Michael Coulter left the meeting before the commencement of this motion, the time being 6.52 PM

224/19 **RESOLVED:** (Hoban/Ainsworth)

- 1 **A permanent annual budget line item be created to continue financial support of both the Nambucca Heads and Macksville-Scotts Head Surf Life Saving Clubs.**
- 2 **That Councils initial non-accumulating allocation be for \$2,100 per club and CPI indexed each year.**
- 3 **That funds be dispersed retrospectively on receipt of evidence to Council's satisfaction that expenditure has occurred on surf life saving equipment, training or support of Nippers.**

225/19 **RESOLVED:** (Hoban/Wilson)

- a **That Council add to the schedule of works in the Section 7.12 Plan – disabled access equipment and facilities;**
- b **That Council allocate \$5,500 from the Section 7.12 Reserve for the purchase of a replacement community beach access wheelchair which will continue to be housed at the Macksville-Scotts Head Surf Life Saving Club.**

Mr Michael Coulter returned to the meeting at the completion of this item, the time being 7.00 PM.

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ITEM 9.16 SF2537 160519 Undetermined Development Applications either greater than 12 months or where submissions received to 9 May 2019

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226/19 **RESOLVED:** (Ainsworth/Reed)

**That the information contained in the report on undetermined Development Applications either greater than 12 months or where submissions received to 9 May 2019 be noted by Council.**

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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

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ITEM 9.17 SF2537 160519 2019 April - Approved Construction and Complying Development Certificates

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227/19 **RESOLVED:** (Reed/Jones)

**That the Construction and Complying Development Certificates approved for April 2019 be noted and received for information by Council.**

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ITEM 9.18 SF2537 160519 2019 April - Development Applications and Complying Development Applications Received

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228/19 **RESOLVED:** (Ainsworth/Wilson)

**That the Development Applications and Complying Development Applications received in April 2019 be received for information.**

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### **GENERAL MANAGER REPORT - LATE**

Item 9.19 was dealt with earlier in the meeting.

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### **ASSISTANT GENERAL MANAGER CORPORATE SERVICES REPORT**

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ITEM 10.1 SF399 160519 Financial Assistance Grant - Federal Election

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229/19 **RESOLVED:** (Ainsworth/Jenvey)

**That Council:**

- 1 Acknowledges the importance of Federal funding through the Financial Assistance Grants program for the continued delivery of Council services and infrastructure;**
  - 2 Expresses its concern about the decline in the value of Financial Assistance Grants funding at the National level from an amount equal to around 1% of Commonwealth Taxation Revenue in 1996 to a current figure of around 0.55%.; and**
  - 3 Calls on all political parties contesting the 2019 Federal Election and their local candidates to support the Australian Local Government Association's call to restore the national value of Financial Assistance Grants funding to an amount equal to at least 1% of Commonwealth Taxation revenue and therefore to provide a Fairer Share of Federal funding for our local communities.**
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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

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ITEM 10.2 SF1031 160519 Codes of Conduct and Code of Meeting Practice Policies and Procedure

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230/19 **RESOLVED:** (Jones/Wilson)

**That Council formally adopt the following Policies and Procedure:**

- 1 Code of Meeting Practice Policy No G 05 (47460/2018)
- 2 Code of Conduct Policy No G 04 (47773/2018)
- 3 Code of Conduct for Councillors Policy No G 20 (47699/2018)
- 4 Code of Conduct for Staff Policy No G 21 (47697/2018)
- 5 Code of Conduct for Committees Policy No G 22 (47692/2018)
- 6 Code of Conduct Procedure No G 01 (47690/2018)
- 7 Add to Clause 5.19 of the Code of Meeting Practice which states that - All meetings of the Council and committees of the council are to webcast on the council's website, the following:

**"The webcast will be an audio recording to be uploaded to the Council's website at the same time as the Minutes of the meeting."**

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ITEM 10.3 SF270 160519 Remuneration Tribunal Determination

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231/19 **RESOLVED:** (Ainsworth/Jones)

**That Council adopt the maximum increase of 2.5% from the 1 July 2019 for the Mayoral and Councillor allowances as recommended by the Local Government Remuneration Tribunal.**

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ITEM 10.4 SF395 160519 Loan Report to 30 April 2019

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232/19 **RESOLVED:** (Ainsworth/Wilson)

**That the report on Loans as at 30 April 2019 be noted**

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ITEM 10.5 SF2493 160519 Investment Report to 30 April 2019

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233/19 **RESOLVED:** (Wilson/Jenvey)

**That the Accountant's Report on Investments placed to 30 April 2019 be noted.**

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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

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ITEM 10.6 SF251 160519 Schedule of Council Public Meetings 2019

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234/19 **RESOLVED:** (Ainsworth/Reed)

**That the schedule of dates for May to June 2019 be noted.**

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### ASSISTANT GENERAL MANAGER ENGINEERING SERVICES REPORT

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ITEM 11.1 SF843 160519 Record of Discussion - Vehicular Access to Beaches Committee - 8 February 2019

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235/19 **RESOLVED:** (Ainsworth/Wilson)

**That the record of discussions of the attendees at the Vehicular Access to Beaches Committee meeting held on Friday 8 February 2019 be received and noted.**

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ITEM 11.2 SF818 160519 Bowra Dam - Variation to Licence Conditions for Environmental Release

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236/19 **RESOLVED:** (Ainsworth/Wilson)

**That Council make a written submission to the NSW Department of Industry Natural Resources Access Regulator requesting an amendment to the Bowra Dam operating licence to allow for the capture of rainfall runoff for rainfall events greater than 75mm.**

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ITEM 11.3 SF388 160519 Pollution Reduction Program - Macksville Sewerage System (EPA Licence 579) and Nambucca Heads Sewerage System (EPA Licence 803)

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237/19 **RESOLVED:** (Reed/Ainsworth)

- 1 That Council note the amendment to the EPA licences for both the Macksville and Nambucca Heads Sewerage Systems to now include a Pollution Reduction Program requiring Council to report on the actions it intends to take to reduce the occurrence of sewage overflows.**
  - 2 That Council note the intention to include an additional reticulation attendant in the organisational structure to predominantly work on issues related to preventing stormwater ingress and inflow into the sewage systems. Funding has been allocated in the 2019/20 budget for this position.**
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Ms Teresa Boorer left the meeting before the commencement of this item, the time being 7:09 PM

## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

### COUNCIL IN CLOSED MEETING (CLOSED TO THE PUBLIC)

238/19 **RESOLVED:** (Ainsworth/Wilson)

- 1 That Council consider any written representations from the public as to why the Meeting should not be Closed to the public.
- 2 That Council move into Closed Meeting to discuss the matters for the reason(s) listed below.

*Reason reports are in Closed Meeting:*

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#### GENERAL MANAGER REPORT

*For Confidential Business Paper in Closed Meeting*

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ITEM 12.1 SF2546 160519 Matters Pertaining to Fines, Penalties, Prosecutions, Appeals, Claims, Loss of Reputation

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*It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

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*For Confidential Business Paper in Closed Meeting*

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ITEM 12.2 SF2546 160519 Organisational Review of Civic Services (Waste Depot, Amenities Cleaning, Street Cleaning, Litter Removal)

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*It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the report contains personnel matters concerning particular individuals.*

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*For Confidential Business Paper in Closed Meeting*

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ITEM 12.3 SF2546 160519 Request for Finance Officer Position to be Included in the 2019/20 Budget

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*It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the report contains personnel matters concerning particular individuals.*

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*For Confidential Business Paper in Closed Meeting*

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ITEM 12.4 SF839 160519 General Managers 2018/19 Performance Review and 2019/20 Performance Agreement

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*It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the report contains personnel matters concerning particular individuals.*

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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

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### CLOSED MEETING

The Ordinary Council Meeting's Meeting **IN CLOSED MEETING** commenced at 7.09 pm.

### RESUME IN OPEN MEETING

239/19 **RESOLVED:** (Wilson/Ainsworth)

That Ordinary Council Meeting resume in Open Meeting. The Ordinary Council Meeting resumed **IN OPEN MEETING** at 7.33 pm.

### FROM COUNCIL IN CLOSED MEETING

#### GENERAL MANAGER REPORT

*For Confidential Business Paper in Closed Meeting*

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ITEM 12.1 SF2546 160519 Matters Pertaining to Fines, Penalties, Prosecutions, Appeals, Claims, Loss of Reputation

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240/19 **RESOLVED:** (Ainsworth/Jenvey)

- 1 That the information concerning incidents pertaining to regulatory non-compliance, fines, penalties, prosecutions, potential major claims or loss of reputation be received.
- 2 That Council note the \$15,000 fine by the EPA for the sewage spill at Bellwood and the intention to seek a review of the fine.

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*For Confidential Business Paper in Closed Meeting*

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ITEM 12.2 SF2546 160519 Organisational Review of Civic Services (Waste Depot, Amenities Cleaning, Street Cleaning, Litter Removal)

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241/19 **RESOLVED:** (Ainsworth/Reed)

- 1 The vacant Civic Services – Attendant/Plant Operator position (Grade 6) be replaced.
  - 2 For operational reasons the one Town Services attendant who currently commences at 3am be given reasonable notice that their working hours will be changed to commence at 5am Eastern Standard Daylight Time and 6am outside of Eastern Standard Daylight Time.
  - 3 That there be a further report to Council on the outcome of a trial of no longer undertaking regular scheduled day labour civic services activities (street and park litter collection, cleaning public toilets) on Sundays.
  - 4 That Council not fill the other vacant position (previous Site Leader position) pending the outcome of the trial withdrawal of scheduled Sunday work.
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## Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 16 MAY 2019

*For Confidential Business Paper in Closed Meeting*

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ITEM 12.3 SF2546 160519 Request for Finance Officer Position to be Included in the  
2019/20 Budget

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242/19 **RESOLVED:** (Ainsworth/Reed)

**That Council consider in the 2020/21 budget the appointment of a Finance Officer position, responsible for stores relief and assistance with other key functions within the Finance Section such as assets accounting, rates and water billing functions.**

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*For Confidential Business Paper in Closed Meeting*

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ITEM 12.4 SF839 160519 General Managers 2018/19 Performance Review and 2019/20  
Performance Agreement

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243/19 **RESOLVED:** (Ainsworth/Jones)

**That Council note the General Manager's Performance Review Self-Assessment.**

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## CLOSURE

There being no further business the Mayor then closed the meeting the time being 7.34 pm.

Confirmed and signed by the Mayor on 30 May 2019.

**Cr Rhonda Hoban  
MAYOR  
(CHAIRPERSON)**