



BUSINESS PAPER  
ORDINARY MEETING OF COUNCIL

To be held on

Wednesday, 26 June 2019

Commencing at

**2:00pm**

at

Walcha Council Chambers

Members:

Mayor – Councillor Eric Noakes  
Deputy Mayor – Councillor Clint Lyon  
Councillor Peter Blomfield  
Councillor Kevin Ferrier  
Councillor William Heazlett  
Councillor Jennifer Kealey  
Councillor Scott Kermode  
Councillor Rachael Wellings

Quorum – 5 Members to be Present

AGENDA

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Submitted to Council: 26 June 2019

..... General Manager ..... Mayor



Dear Mayor & Councillors

You are requested to attend the Ordinary Meeting of the Walcha Council to be held at Walcha Council Chambers, 2W Hamilton Street, Walcha on **Wednesday, 29 May 2019 commencing at 2:00pm.**

Yours sincerely

Jack O'Hara  
GENERAL MANAGER

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- 4. Declarations of Interest
- 5. Mayoral Minute WO/2019/01435
- 6. Senior Officers Reports
  - 6.1 Development Application 10.2019.45 – D Ludwig – Woolbrook WO/2019/01362
  - 6.2 Development Application 10.2019.44 – Freak Festival WO/2019/01361
  - 6.3 Development Application 10.2019.47 – John Oxley Oval – Primitive Camping Ground WO/2019/01360
  - 6.4 Draft Walcha Strategic Heritage Action Plan 2019-2029 WO/2019/01347
  - 6.5 Adoption of Draft 2019 – 2020 Operational Plan including 2019-2020 Budget, Fees & Charges and Rates & Charges WO/2019/01419
  - 6.6 Local Government NSW Annual Conference NSW WO/2019/01357
  - 6.7 Water Fund 2018 – 2019 Income Budget WO/2019/01421
  - 6.8 Audio Webcasting of Council Meetings WO/2019/01426
  - 6.9 Depot Stocktake as at 28 May 2019 WO/2019/01431
- 7. Notices of Motion
  - 7.1 Notice of Motion 11 – Christmas in July for Staff WO/2019/01436
  - 7.2 Notice of Motion 12 – Walcha Lions Park WO/2019/001449

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..... General Manager ..... Mayor



- 8. Matters of Urgency  
(Resolution to admit matters of urgency before being further considered by Council).
- 9. Management Review Report WO/2019/01311
- 10. Committee Reports
  - 10.1 Nil.
- 11. Delegates Reports
  - 11.1 Clr Heazlett Delegates Report from New England Zone NSW Public Libraries Meeting held in Armidale on Thursday, 30 May 2019.  
WO/2019/01490
  - 11.2 New England Bush Fire Management Committee Meeting Minutes held at the New England Fire Control Centre Armidale on Tuesday, 21 May 2019.  
WI/2019/06130
  - 11.3 Minutes of the Country Mayors Association Meeting held at Parliament House Sydney on Friday, 31 May 2019.  
WI/2019/06625
- 12. Committee of the Whole
  - 12.1 Referral to Committee of the Whole – Doubtful Debts to be Written Off  
WO/2019/01437
  - 12.2 Referral to Committee of the Whole – Truck Signage Promotion and Truck Wash Bay Tender  
WO/2019/01459
  - 12.3 Referral to Committee of the Whole – Serious Breach of Privacy  
WO/2019/01457

Resolution to adjourn the Ordinary Meeting and to move into Committee of the Whole and to exclude the Press and the Public from the entire proceedings of the Committee Meeting.

Resolution to move into Open Council.

Resolution to adopt Committee of the Whole Report and Recommendations.



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**Present:**

**Apologies:**

**Confirmation of the Ordinary Meeting Minutes held on Wednesday,  
29 May 2019:**

**Matters arising from the Minutes of the Ordinary Meeting held on Wednesday,  
29 May 2019:**

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Submitted to Council: 26 June 2019

..... General Manager ..... Mayor



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 29 May 2019

at

3:55pm

at

Walcha Council Chambers

**PRESENT:** Clr EH Noakes (Chairman) Mayor together with Councillors PR Blomfield, KW Ferrier, WJ Heazlett, JM Kealey, SJ Kermode, CM Lyon and RL Wellings.

**IN ATTENDANCE:** Mr JG O'Hara, General Manager and Mr DJM Reeves, Director – Engineering Services.

**1. LEAVE OF ABSENCE:**

Nil.

MINUTES



**2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 24 APRIL 2019:**

165 **RESOLVED** on the Motion of Councillors Wellings and Kealey that the Minutes of the Ordinary Meeting held on Wednesday, 24 April 2019, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

**CONFIRMATION OF THE EXTRA ORDINARY MEETING MINUTES HELD ON WEDNESDAY, 22 MAY 2019:**

166 **RESOLVED** on the Motion of Councillors Wellings and Kealey that the Minutes of the Extra Ordinary Meeting held on Wednesday, 22 May 2019, copies of which have been distributed to all members, be taken as read and confirmed at **TRUE** record.

**3. BUSINESS ARISING**

Nil.

**4. DECLARATIONS OF INTEREST**

**Item 6.3: Request for Sponsorship – Walcha Golf Club Limited WO/2019/01143**

Clr Heazlett declared a non-serious non-pecuniary interest in this matter being a member of the Club.

Clr Ferrier declared a pecuniary interest being an office bearer at a competing club.

**5. MAYORAL MINUTE**

Nil.

**6. SENIOR OFFICERS REPORT**

167 **RESOLVED** on the Motion of Councillors Kealey and Lyon that the Senior Officers' Reports be **RECEIVED** for further consideration.

**6.1 Quarterly Review of 2018/2019 Budget as at 31 March 2019**

**WO/2019/01077**

168 **RESOLVED** on the Motion of Councillors Lyon and Heazlett that Council **ADOPT** the March 2019 Quarterly Budget Review Statements **FURTHER THAT** Council approve the variations in Income and Expenditure votes as detailed **STILL FURTHER THAT** the General Manager prepare a report itemising the variation in the Water Income to be presented to June 2019 Ordinary Meeting of Council.

**6.2 Request for Financial Assistance – Minimbah Project Birth Certificate Signup Days**

**WO/2019/01135**

169 **RESOLVED** on the Motion of Councillors Kealey and Wellings that Council support the project by providing a one-off support for Walcha residents up to providing 20 birth certificates the support being over a period of one year.





**6.3 Request for Financial Contribution for the NSW Sandgreen Championships  
by Walcha Golf Club Limited** **WO/2019/01143**

Clr Ferrier left the Meeting and took no part in the debate.

**Motion**

It was **MOVED** Clr Kermode **Seconded** Clr Heazlett that Council provide a one-off donation of \$1,000.

**Amendment**

Clr Lyon **Moved** an **Amendment** that Council provide a one-off donation of \$1,500. The **Amendment** failed to get a Seconder and **LAPSED**.

170 The Original Motion became the Substantive Motion and was put to the **VOTE** and **CARRIED**.

**6.4 Local Government Remuneration Tribunal Annual Review** **WO/2019/00956**

171 **RESOLVED** on the Motion of Councillors Lyon and Kealey that the Councillor Fee be set at \$11,500 and the Mayoral Fee be \$26,530 for the 2019 – 2020 year.

**6.5 Namoi Unlimited Joint Organisation Advocacy & Leadership Register** **WO/2019/01120**

172 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council **ENDORSE** the Namoi Unlimited Advocacy and Leadership Register, endorsed at its May 2019 Board Meeting, as attached.

**7. NOTICE OF MOTION**

**7.1 Dust Suppression Policy Reviewed** **WO/2019/01146**

**Motion:**

It was **MOVED** Clr Lyon **Seconded** Clr Ferrier that Council use the Heavy Vehicle Frequent methodology on those roads where the signs are.

**Foreshadowed Motion:**

It was **MOVED** Clr Kermode that Council replace the signs with new signs that remove the ambiguity in the wording.

173 On being put to the **VOTE** the **Motion** was **LOST**.

Clr Lyon requested a **Division** be called.

**FOR:** Lyon, Ferrier, Heazlett and Wellings.

**AGAINST:** Blomfield, Kermode, Kealey and Noakes and the Mayor used his **Casting Vote** against.

It was **MOVED** Clr Kermode **Seconded** Clr Wellings that Council replace the signs with new signs that remove the ambiguity in the wording.



174 On being put to the **VOTE** the Motion was **CARRIED**.  
It was **MOVED** Clr Heazlett **Seconded** Lyon that Council remove the Signs.  
175 On being put to the **VOTE** the Motion was **CARRIED**.

176 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council **ADOPT** the following methodology which can be used when there are several projects on the same score:

1. Rated on distance from the road
2. Volume of traffic
3. Heavy vehicles
4. Vegetation
5. Through Road
6. Dwelling permanently occupied
7. Rainfall
8. Length of Seal.

**7.2 Council design a Community Club House at the Peter Fenwick Oval**  
**WO/2019/01147**

177 **RESOLVED** on the Motion of Councillors Lyon and Wellings that Council form a working group of potential users of a community clubhouse at Peter Fenwicke Oval to develop a concept design to be brought back to Council.

**7.3 Implementation of Webcasting of Council Meetings in June 2019**  
**WO/2019/01148**

It was **MOVED** Clr Lyon **Seconded** Clr Wellings that starting the October June 2019 Meeting Council start recording meetings for the use of Councillors only.  
The **Motion** was **WITHDRAWN**.

It was **MOVED** Clr Lyon **Seconded** Clr Wellings that the General Manager prepare a report for the June meeting detailing the implementation of webcasting.

178 On being put to the **VOTE** the Motion was **CARRIED**.

**8. MATTERS OF URGENCY**

Nil.

**9. MANAGEMENT REVIEW REPORTS** **WO/2019/01069**

179 **RESOLVED** on the Motion of Councillors Kermode and Wellings that items included in the Management Review Report, numbered 9.1 to 9.16 inclusive, be **NOTED** by Council.

**10. COMMITTEE REPORTS**

**10.1 Minutes of the Walcha Preschool Advisory Committee Meeting held on Tuesday, 9 April 2019 at the Walcha Preschool.** **WO/2019/00760**





180 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that Council **ADOPT** the following Preschool Policies as presented:

- + Program Education and Development;
- + Preschool Bus Service, Early Intervention;
- + Multicultural/Cultural Diversity;
- + Educator to Educator Interaction;
- + Professional Development and Training;
- + Educator and Parent Relationships;
- + Educator Meetings;
- + Educator Induction.

**11. DELEGATE REPORTS**

11.1 Minutes of the Walcha & District Historical Society Inc Meeting held in the Caretakers Cottage on Saturday, 27 April 2019. **WI/2019/06077**

11.2 Minutes of the Central Northern Regional Libraries Meeting held in Tamworth on Wednesday, 1 May 2019. **WI/2019/05547**

11.3 Minutes of the Walcha Community Centre Management Committee – MPC – Meeting held on Monday, 13 May 2019. **WI/2019/06071**

**12. Committee of the Whole Referral – Compulsory Acquisition of Land**  
**WO/2019/01130**

181 **RESOLVED** on the Motion of Councillors Lyon and Kermode that, in accordance with the provisions of Section 10A(2)(c) of the Local Government Act, 1993, the matter of Compulsory Acquisition of Land be referred to be discussed in Committee of the Whole for the reason that they would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**COMMITTEE OF THE WHOLE**

182 **RESOLVED** on the Motion of Councillors Lyon and Ferrier that Council resolve into Committee of the Whole and that the press and public be excluded from the entire proceedings of the Meeting of the Committee of the Whole for the reason that it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

183 The Meeting resumed in **OPEN** Council on the Motion of Councillors Kermode and Ferrier.

The Mayor reported whilst in Committee of the Whole the following matters were discussed.

**PRESENT:** Present and IN Attendance were the same as listed in the Minutes of the Ordinary Meeting with the exception of the press and the public.



**12.1 Compulsory Acquisition of Land – 44N Derby Street, Walcha  
WINT/2019/02977**

The Committee **RECOMMENDED** on the Motion of Councillors Ferrier and Wellings that Council authorise the General Manager to acquire the land Lot 42 DP 557564 situated at 44N Derby Street, Walcha for the public purpose of expanding Council’s Library and Offices by Compulsory Acquisition of Land **FURTHER THAT** Council approve the affixing of the Common Seal to all Legal Documentation associated with the Compulsory Acquisition **STILL FURTHER THAT** the affixing of the Common Seal be attested to by the Mayor and the General Manager.

**ADOPTION OF COMMITTEE OF THE WHOLE**

184 **RESOLVED** on the Motion of Councillors Heazlett and Kealey that the Report and Recommendations of the Meeting of the Walcha Council Committee of the Whole held on Wednesday, 29 May 2019 be **ADOPTED** by Council.

The Chairman publicly declared the recommendations passed by the Committee whilst in Committee of the Whole.

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:40PM.**




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**Item:** 5.0 **Ref:** WO/2019/01435  
**Title:** Mayoral Minute – Councillor Training  
**Author:** Mayor of Walcha  
**Previous Items:** Not Applicable  
**Attachment:** No

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**Report:**

As the Local Government Act 1993 was amended in August 2016 to include that Councillors have a responsibility “to make all reasonable efforts to acquire and maintain the skills necessary to perform the role of a Councillors,” Local Government NSW has setup an online portal to self assess individual Councillors level of skill. This is called the *PD IN A BOX*, (personal development in a box) and is available online. Hopefully all Councillors will have a copy of this by now. Council has a responsibility to offer courses to assist in this process.

Recently Walcha has run an Audit and Risk Improvement Course and Uralla the Code of Conduct Course. The collaborative approach between Councils to these opportunities, and being held locally eases the cost burden while providing enough participants to promote debate.

Council must also list in its’ Annual Report it’s expenditure and Councillor participation in these programmes. There is a list of courses that are available and the General Manager is willing to organising ones that Councillors feel they are deficient in.

Participation in these courses can only make us more productive community representatives.

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Submitted to Council: 26 June 2019

..... General Manager ..... Mayor



Item 6:  
  
Senior Officers'  
  
Reports

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Submitted to Council: 26 June 2019

..... General Manager ..... Mayor