



ORDINARY MEETING OF COUNCIL

held on

Wednesday, 31 May 2023

at

3.20pm

at

Walcha Council Chambers

**The Audio Statement and Acknowledgement of Country
were read by the Chairman.**

PRESENT: Clr EH Noakes (Chairman) Mayor together with Councillors MA Berry, KW Ferrier, NF Hicks, SJ Kermode, AC Pointing, and GDM Schaefer.

IN ATTENDANCE: Mr Phillip Hood – Interim General Manager, Mr AS Butler – Acting Director Infrastructure & Development, Mr CC Martin – Director Corporate & Community and Mrs EL Hobbs – Executive Assistant.

1. LEAVE OF ABSENCE:

167 **RESOLVED** on the Motion of Councillors Schaefer and Hicks that the Leave of Absence received from Clr Reilly, being a personal commitment, be **ACCEPTED**.

MINUTES



2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY 26 APRIL 2023:

CONFIRMATION OF THE EXTRAORDINARY MEETING MINUTES HELD ON WEDNESDAY 17 MAY 2023:

168 **RESOLVED** on the Motion of Councillors Hicks and Berry that under Section 13.1 of the Walcha Council Code of Meeting Practice Council **ADOPT** the following items in bulk:

1. Minutes of the Ordinary Meeting held on Wednesday 26 April 2023, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.
2. Minutes of the Extra Ordinary Meeting held on Wednesday 17 May 2023, copies of which have been distributed to all members, be taken as read and confirmed a **TRUE** record.

3. BUSINESS ARISING

Nil.

4. DECLARATIONS OF INTEREST

Item 6.3 Motor Vehicle Policy

Clr Kermode declared a Pecuniary Conflict of Interest and will leave the Chambers due to his wife being a Council employee who has a Council owned motor vehicle.

Item 7.1 Notice of Motion – Request from Voice for Walcha

Clr Schaefer declared a Non-Pecuniary Non-Significant interest and will remain in the Chambers due to being a host landowner in Winterbourne Wind and a Director and Shareholder in Walcha Wind. His explanation is as per the State Environmental Planning Policy:

“Section 11 Exclusion of application of development control plans

Development control plans (whether made before or after the commencement of this Policy) do not apply to-

(a) State significant development.

CHANGE OF ORDER:

169 **RESOLVED** on the Motion of Councillors Hicks and Pointing that Council change the order of the Business Paper to bring Item 7.1 Notice of Motion forward.



7. NOTICES OF MOTION

7.1 Notice of Motion No.: 27 – Request by Voice for Walcha

WO/2023/00900

170 **RESOLVED** on the Motion of Councillors Noakes and Ferrier that Council **NOTE** the Report.

5. MAYORAL MINUTE

Nil.

6. SENIOR OFFICERS REPORT

171 **RESOLVED** on the Motion of Councillors Pointing and Hicks that the Senior Officers' Reports be **RECEIVED** for further consideration.

6.1 Quarterly Budget Review Statements as at 30 March 2023

WO/2023/00887

172 **RESOLVED** on the Motion of Councillors Kermode and Pointing that Council:

1. **ADOPT** the March 2023 Quarterly Budget Review Statements; and
2. **APPROVE** the variation in Income and Expenditure votes as detailed in this report.

6.2 Council Facilities Opening Hours Review

WO/2023/00899

173 **RESOLVED** on the Motion of Councillors Kermode and Pointing that Council:

1. **APPROVE** the change in face-to-face opening hours for Council's Administration Building from 8:30am – 5:00pm to 9:00am – 4:30pm weekdays, with phone service continuing unchanged from 8:30am – 5:00pm.
2. **APPROVE** the new season 2023-2024 operating hours for the Walcha Swimming Pool.

6.3 Motor Vehicle Policy

WO/2023/00885

Clr Kermode declared a Pecuniary Conflict of Interest and left the Chambers at 3:35pm

174 **RESOLVED** on the Motion of Councillors Pointing and Schaefer that Council:

1. **ENDORSE** the updated Light Vehicle Fleet Policy (previously named Motor Vehicle Leaseback Policy & Procedure) as presented.



2. **REPEAL** Motor Vehicle Leaseback Policy & Procedure.
3. **REPEAL** Staff Vehicles Policy.

Clr Kermode returned to the Chambers at 3:40pm and was informed of the resolution.

6.4 Concealed Water Leak Policy **WO/2023/00888**

175 **RESOLVED** on the Motion of Councillors Berry and Kermode that Council:

1. **ENDORSE** the Draft Concealed Water Leak Policy and PLACE on public exhibition for 28 days;
2. **ADOPT** the Concealed Water Leak Policy as presented subject to no submissions received during the public exhibition period; and
3. **AUTHORISE** the General Manager under Delegation to administer the *Concealed Water Leak Policy*.

6.5 Australian Motor Sports Action Group Walcha Car Rally 14 October 2023 **WO/2023/00886**

176 **RESOLVED** on the Motion of Councillors Kermode and Hicks that pending support from affected residents, Council APPROVE the use of Council owned roads for the Australian Motor Sports Action Group (AMSAG) Walcha Rally to be held in Walcha on Saturday 14 October 2023.

8. MATTERS OF URGENCY

Nil.

9. MANAGEMENT REVIEW REPORTS

9.1 Office of the General Manager **WO/2023/00898**

177 **RESOLVED** on the Motion of Councillors Kermode and Pointing that items included in the May 2023 Office of the General Manager Management Review Report be **NOTED** by Council.

9.2 Infrastructure & Development **WO/2023/00815**

178 **RESOLVED** on the Motion of Councillors Ferrier and Pointing that items included in the May 2023 Infrastructure & Development Management Review Report be **NOTED** by Council.



9.3 Corporate & Community

WO/2023/00709

179 **RESOLVED** on the Motion of Councillors Hicks and Ferrier that items included in the May 2023 Corporate & Community Management Review Report be **NOTED** by Council.

10. COMMITTEE REPORTS

180 **RESOLVED** on the Motion of Councillors Ferrier and Kermode that Council **RECEIVE** and **NOTE** the Committee Reports as presented

10.1 Minutes of the Walcha Motorcycle Rally Advisory Committee Meeting held on Friday 28 April 2023

WO/2023/00718

11. DELEGATE REPORTS

Nil.

12. QUESTIONS ON NOTICE

Nil.

13. CLOSED COUNCIL

13A Referral to Closed Council – Tenders for Aerodrome and Walcha Pathways

WO/2023/00889

13B Referral to Closed Council – Audit Risk & Improvement Committee Recruitment / Membership

WO/2023/00890

181 **RESOLVED** on the Motion of Councillors Kermode and Berry that under Section 13.1 of the Walcha Council Code of Meeting Practice Council **ADOPT** the following items in bulk:

1. That, in accordance with the provisions of Section 10A (2) (c) of the *Local Government Act, 1993*, the matters of:
 - a) Award Tender RFT-W22/226 Aerodrome Access Road and Runway Rehabilitation; and
 - b) Award Tender W22/219 Walcha Pathways Design onlybe referred to be discussed in Closed Council and close the meeting to the public for the reason that the reports relate to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
2. That, in accordance with the provisions of Section 10A (2) (a) of the *Local Government Act, 1993* be referred to be discussed in Closed Council and



close the meeting to the public for the reason that the report relates to personnel matters concerning particular individuals (other than Councillors).

182 The Meeting resumed in **OPEN** Council on the Motion of Councillors Ferrier and Hicks.

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.

The Chairman publicly declared the recommendations passed by the Committee whilst in Closed Council.

3.1 Award Tender W22/226 – Aerodrome Access Road and Runway Rehabilitation WINT/2023/02605

CC26/20222023 **RESOLVED** on the Motion of Councillors Hicks and Ferrier that Council **AWARD** Tender No. W22/226 – Aerodrome Access Road and Runway Rehabilitation to Aitken Civil Pty Ltd for the lump sum of \$809,222.00 GST inclusive.

3.2 Award Tender W22/219 – Walcha Pathways – Design and Preparation of Construction Contract WINT/2023/01968

CC27/20222023 **RESOLVED** on the Motion of Councillors Hicks and Kermode that Council **AWARD** Tender No. W22/2219 – Walcha Pathways Design and Preparation of Construction Tender Documents to King & Campbell for the lump sum of \$159,650.00 GST exclusive.

3.3 Audit Risk & Improvement Committee Recruitment / Membership WINT/2023/00892

CC28/20222023 **RESOLVED** on the Motion of Councillors Ferrier and Hicks that Council **APPOINT** Mr Les Hullick and Ms Meredith Caelli as independent members of the Walcha Council Audit Risk & Improvement Committee for an initial term of four (4) years in conjunction with Uralla Shire Council who appointed the same in their May Ordinary Council Meeting.

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 4:22PM.