



## ORDINARY MEETING OF COUNCIL

held on

Wednesday, 31 July 2024

at

3:02pm

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 A Reilly.

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

**1. LEAVE OF ABSENCE:**

Nil.

MINUTES



---

**2. CONFIRMATION OF THE ORDINARY MEETING MINUTES HELD ON WEDNESDAY 26 JUNE 2024:**

**CONFIRMATION OF THE EXTRA ORDINARY MEETING MINUTES HELD ON WEDNESDAY 10 JULY 2024:**

5 **RESOLVED** on the Motion of Councillors Reilly and Kermode that the Minutes of the Ordinary Meeting held on Wednesday 26 June 2024 and Minutes of the Extra Ordinary Meeting held on Wednesday 10 July 2024, 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**

Nil.

**5. MAYORAL MINUTE**

Nil.

**Public Forum:**

Speakers addressing Council regarding Item 6.4 Development Application – Clay Target Shooting Range:

Mr Adrain Pollard – FOR

Mrs Dale Webber – AGAINST

Mr Grahame Casey – FOR

**6. SENIOR OFFICERS REPORT**

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

**CHANGE OF ORDER:**

7 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that the Order of Business be altered to bring Item 6.4 forward to be discussed first due to having a Public Forum relating to that report.



#### 6.4 Development Application 10.2023.6 – Clay Target Shooting Range WO/2024/01439

8 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that Council **APPROVE** Development Application 10.2023.6 to establish a Recreation Facility (outdoor) for the purposes of a Clay Target Shooting range at 100 Echo Point Road, Walcha (Lot 107 DP 756477), as per the development conditions listed within the Development Assessment Report.

Being a **Planning Matter a Division** was called prior to voting on this matter and the results was as follows:

For: Berry, Ferrier, Hicks, Kermode, Noakes, Pointing and Reilly.

Against: Nil.

Absent: Nil.

Declarations of Interest: Nil.

#### 6.1 Establishment of the Riverview Clinical Governance Committee

WO/2024/01415

9 **RESOLVED** on the Motion of Councillors Hicks and Pointing that Council **APPROVE** the creation of the Riverview Clinical Governance Committee and advertise for non-Councillor members.

#### 6.2 Hospital Wall Mural

WO/2024/01387

10 **RESOLVED** on the Motion of Councillors Reilly and Hicks that Council **ALLOCATE** \$15,000 from Infrastructure Reserves to fund the Hospital Wall Mural Project.

#### 6.3 New England Weed Authority Status & Options

WO/2024/01380

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

1. **NOTES** the attached report of 8 July 2024 from the New England Weeds Authority Interim Administrator, John Rayner;
2. **SUPPORTS** that the New England Weeds Authority be **DISSOLVED** with a target date of November 2024;
3. **AUTHORISES** the General Manager to liaise with other members of the New England Weeds Authority General Managers to develop an arrangement and arrange for future service delivery which includes consideration of a new operating model;
4. **NOTES** that an Interim Administrator's Report will be provided to the Minister for Local Government and a decision will be made whether the Board will be suspended for a further three months from 17 August 2024.



5. **SUPPORTS** the extension of the Interim Administrator for a further period of three months from 17 August 2024.

## 6.5 Draft Risk Appetite Statement

WO/2024/01445

- 12 **RESOLVED** on the Motion of Councillors Kermode and Hicks that Council:
  1. **APPROVE** the Draft Risk Appetite Statement to be placed on public exhibition for a period of 28 days;
  2. In the even that no submissions are received **ADOPT** the Draft Risk Appetite Statement; and
  3. If any submissions are received **REQUEST** a further report to Council with consideration of the submissions.

## 6.6 Long Term Financial Plan – IP&R Resourcing Document

WO/2024/01447

- 13 **RESOLVED** on the Motion of Councillors Pointing and Berry that Council:
  1. **PLACE** on public exhibition for a period of 28 days, the Draft Walcha Council Long Term Financial Plan 2025-2034;
  2. If no submissions are received during the exhibition period, **ADOPT** as presented, the Walcha Council Long Term Financial Plan 2025-2034.

## LATE REPORT:

- 14 **RESOLVED** on the Motion of Councillors Hicks and Pointing that Council consider the Late Report on Quota Club of Walcha.

## 1. Quota Club Walcha – Softfall Replacement & Additional Bench Seating

- 15 **RESOLVED** on the Motion of Councillors Kermode and Pointing that Council:
  1. **ACCEPT** a donation from Quota Club of \$10,000 as an upper limit to offset the total cost to replace the softfall at Quota Park;
  2. **ACCEPT** a further donation from Quota Club of \$5,000 to contribute towards additional bench seating in Walcha;
  3. Cover any additional costs incurred for the Quota Park softfall over the \$10,000 contribution;
  4. **DELIVER** both the softfall replacement and additional bench seating with remaining funds before the end of 2024.

## 7. NOTICES OF MOTION

Nil.



## **8. MATTERS OF URGENCY**

Nil.

## **9. MANAGEMENT REVIEW REPORTS**

### **9.1 Office of the General Manager**

**WO/2024/01319**

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

### **9.2 Infrastructure & Development**

**WO/2024/01278**

17 **RESOLVED** on the Motion of Councillors Kermode and Reilly that items included in the Infrastructure & Development Management Review Report be **NOTED** by Council.

### **9.3 Corporate & Community**

**WO/2024/01429**

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

## **10. COMMITTEE REPORTS**

19 **RESOLVED** on the Motion of Councillors Hicks and Pointing that Council **RECEIVE** and **NOTE** the Committee Reports as presented

**10.1 Minutes of the Walcha Community Care Committee Meeting held on Wednesday 22 May 2024 at the Community Care Office, Middle Street, Walcha**

**WO/2024/00907**

## **11. DELEGATE REPORTS**

Nil.

## **12. QUESTIONS ON NOTICE**

Nil.

## **13. CLOSED COUNCIL**

### **13A Referral to Closed Council:**

- 1. Tender W24/54 – Derby Street Construction**
- 2. Tender W22/225 – Middle & Walsh Streets Rehabilitation Update**



20 **RESOLVED** on the Motion of Councillors Hicks and Pointing that, in accordance with the provisions of Section 10A (2)(c) of the *Local Government Act, 1993*;

1. the matters of Tender W24/54 – Derby Street AND Tender W22/225 – Middle & Walsh Streets Rehabilitation be **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. Council **RESOLVE INTO** Closed Council and the press and the public be excluded at 4:37pm.

21 The Meeting resumed in **OPEN** Council on the Motion of Councillors Hicks and Pointing at 5:02pm.

**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 Derby Street Construction Tender W24/54 – Tender Evaluation** **WINT/2024/03771**

CC005/20242025 **RESOLVED** on the Motion of Councillors Kermode and Ferrier that Council:

1. *AWARD* Tender No W24/54 – Derby Street Construction Tender Phase 1 for the lump sum of \$6,017,893 GST exclusive to Eire Construction Pty Ltd;
2. *APPROVE* a project financial contingency of 10% of the contract sum, \$600,000 to be approved under Council Officer Delegation and change request process; and
3. *APPROVE* the project management upper fee limit of \$200,000 awarded under W22/221 to Collins Williams for contract Project Management.

### **3.2 Middle & Walsh Streets Rehabilitation – Design & Construct – Tender W22/225 – Additional Contingency Allocation** **WINT/2024/03772**

CC006/20242025 **RESOLVED** on the Motion of Councillors Berry and Kermode that Council:



1. *NOTE the contents of the Variation Register from Durack Civil regarding unsuitable subsoil and drainage for Middle & Walsh Street; and*
2. *APPROVE an additional project financial contingency of \$400,000 GST exclusive to be approved under Council Officer Delegation and change request process.*

**THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 5:04PM.**