

COUNCIL RESOLUTIONS REQUIRING ACTION AS AT 1 APRIL 2016

Date	Item Description	RESOLVED	Comments
30/07/12	Easement Agreement	That if an agreement cannot be reached by 1 October, 2012 or the above offer is rejected, Council seeks the approval of the Minister for compulsory acquisition in accordance with the <i>Land Acquisition (Just Terms Compensation) Act 1991</i> .	A separate confidential report was presented to Council at their March 2016 Ordinary Meeting in relation to this matter.
11/03/13	Technical Services Committee Meeting 25 February 2013	That Council program Lofts Pinnacle Road for maintenance grading of the road between 1km and 2.5km from Kyogle Road within six months of the completion of the transfer of the Crown Road to Council.	Lofts Pinnacle Road yet to be transferred. Works program to be developed accordingly once transfer completed.
11/03/13	Woodenbong Caravan Park	That Council negotiate a management agreement with the Woodenbong Progress Association for the caravan park/campground located on Crown Reserve 81500.	Awaiting results of application to Minister made in March 2015. Followed up with Crown Lands June 2015 and again in July 2015 and August 2015. Further request for status update sent Feb 29, 2016

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10/03/14	Review Of Section 94 Developer Contribution Plans	<p>That staff undertake a review of the current Section 94 Plan Work Schedules, and the “<i>per axle maintenance contribution rate</i>” for the heavy haulage levy.</p> <p>That upon completion of the audit of all approved Extractive Industries and the review of the works schedule and heavy haulage levy rate, a workshop be arranged for Councillors and staff to consider the Future of Section 94 & 94A Plans and any course of action regarding the Extractive Industry operations within the shire.</p>	<p>The review of heavy haulage rates is to form a part of Council’s overall review of its Section 94 Contributions Plans with a view of addressing:</p> <ul style="list-style-type: none"> • Consolidation of current separate plans • ET applicability to different uses • Effect of smaller dwelling sizes • Need for parks network plan • Heavy haulage rate • General contribution rates <p>Plan to be presented to MANEX in April 2016 for further consideration. Project plan to include consideration/need for consultant assistance.</p>
14/07/14	Dick Smith Balloon Landing Anniversary	That a further report be presented to Council detailing the proposed Historic Site Information Bay, including an estimate of costs and proposed funding options.	Currently exploring options and working on design.
13/10/14	Program For The Ongoing Auditing Of Quarries	That upon the completion of the current Quarry Audit program a further report be brought to Council detailing audit findings and a Draft Strategic Audit Plan and Program	Report to be presented to MANEX for further consideration

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10/11/14	Sale Of Land - Chadburns Quarry	<p>That Council obtain a valuation for the property;</p> <p>That Council offer the land for sale by tender;</p> <p>That a further report be presented to Council outlining the results of the tender.</p>	<p>Valuation to be obtained once rehabilitation works are completed.</p> <p>Rehabilitation works at 98% completion, to be completed post CivilTeam insolvency by novated subcontractors under Contract 1400437.</p> <p>Tenders for sale will be called once rehabilitation works are completed.</p>
13/07/15	Bridge Replacement Prioritisation Process	That the bridge replacement prioritisation methodology and the other factors that must be considered when allocating budgets and programming of works for bridge replacements listed in this report be included in the next revision of the Road Network Management Plan.	Finalisation of the road network plan will be realised by late May 2016. Work delayed by other priorities.
12/10/15	Notice of Motion; Councillor Danielle Mulholland - Waste Vouchers	That Council investigate alternative options for current rubbish vouchers to include disposal of up to 300kg of waste by the way of five 60kg vouchers for more practical handling by residents using family sized vehicles, for the 2016-2017 financial year.	Investigations underway. Work in progress as part of broader waste management strategy review.
09/11/15	Notice of Motion: Councillor Danielle Mulholland - Pathways to Prosperity	That the Council organise a business leaders and other stakeholders roundtable discussion to investigate, identify and recommend to Council potential strategic initiatives to promote targeted sustainable growth and prosperity in the Kyogle LGA.	Preliminary discussions held for planned meeting in early 2016.
09/11/15	Planning Proposal to Amend LEP 2012 to	1. That the Council receives and notes the report on the proposed amendment of its	Preparation of planning proposal underway.

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	Permit Certain Council Depot Works as Exempt Development	<p>KLEP to include exempt development provisions for alterations and additions to Council depot facilities.</p> <p>2. That Council resolves to amend the <i>Kyogle Local Environmental Plan 2012</i> (KLEP), through the preparation of a Planning Proposal generally in accordance with the changes outlined in this report.</p> <p>3. That Council authorise the General Manager to prepare a Planning Proposal consistent with the contents of this report and submit the Planning Proposal to the Department of Planning and Environment (the Department) for review and Gateway Determination.</p> <p>4. That on receipt of a Gateway Determination stating that Council may proceed with the LEP amendment, the Acting General Manager be authorised to make any necessary changes to the Planning Proposal in accordance with the requirements of the Department and undertake the necessary administrative procedures of the LEP amendment process in accordance with the provisions of Part 3 Division 4 of the EP&A Act, including public consultation.</p> <p>5. That on conclusion of public consultation, a further report is presented to Council outlining the outcomes of consultation, including</p>	

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		submissions received.	
8/02/2016	Planning Proposal To Amend The Kyogle Local Environmental Plan 2012 To Remove Minimum Lot Sizes For Residential Land On Eastern Edge Of The Kyogle CBD	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the report on the proposed amendment of its KLEP to remove reference to a minimum lot size on the Minimum Lot Size Map. 2. Resolves to amend the <i>Kyogle Local Environmental Plan 2012</i> (KLEP), through the preparation of a Planning Proposal generally in accordance with the changes outlined in this report. 3. Authorise the General Manager to prepare a Planning Proposal consistent with the contents of this report and submit the Planning Proposal to the Department of Planning and Environment (the Department) for review and Gateway Determination. 4. Proceed with the LEP amendment on receipt of a Gateway Determination and that the General Manager be authorised to make any necessary changes to the Planning Proposal in accordance with the requirements of the Department and undertake the necessary administrative procedures of the LEP amendment process in 	Planning Proposal to be prepared and sent to Department of Planning and Environment for Gateway determination.

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		<p>accordance with the provisions of Part 3 Division 4 of the EP&A Act, including public consultation.</p> <ol style="list-style-type: none"> 5. Amend the Kyogle Development Control Plan 2014 (KDCP) to reflect the changes referred to in this report. 6. Undertake public consultation on the draft Development Control Plan amendment in accordance with legislative requirements for a minimum of 28 days. 7. Consider a further report on conclusion of the public consultation stage, outlining the outcomes of the consultation process including any submissions that were received. 	
8/02/2016	Pesticide Use Notification Plan	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the report, Pesticide Use Notification Plan. 2. Resolve to advertise and receive submissions on the reviewed Pesticide Use Notification Plan for a minimum of four weeks in accordance with Clause 21 of the Pesticide Regulation (2009). 	Plan has been advertised. Report presented to April Ordinary Meeting of Council.
8/02/2016	Suggestion for Naming of New Bridge at Sextonville	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the report, Suggestion for Naming of New Bridge 	Proposal has been advertised. Report presented to April Ordinary Meeting of Council.

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		<p>at Sextonville.</p> <p>2. Advertise the proposal to name the new Sextonville Road bridge "Bill Berry Bridge" for public comment or submissions for a period of 28 days and that a further report be brought to Council on submissions received.</p>	
13/03/2016	<p>Proposal to amend Kyogle LEP 2012 RU1 and RU2 Zoned land and Deferred Matter Areas</p>	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receive and note the report on the proposed amendment of the KLEP to: <ol style="list-style-type: none"> a. Include the 'Deferred Matter' areas as RU1 Zone land in the Zoning Maps; recognise the Deferred Matters areas as part of the KLEP in the Land Application Map; identify relevant minimum lot sizes for the Deferred Matters areas in the Lot Size Maps based on the adjoining minimum lot sizes for any land with a similar intended use b. Remove any reference to 'Deferred Matters areas on any maps or document of the KLEP c. Rezone existing RU2 Zone land to RU1 Zone as shown in the Zoning Maps of KLEP 	<p>Planning Proposal in preparation.</p>

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		<p>d. Remove the RU2 Zone Land Use Table and any other reference to the RU2 Zone in KLEP</p> <p>e. Include 'places of public worship' as a land use that is permissible with development consent within the RU1 Zone Land Use Table</p> <p>2. Amend the <i>Kyogle Local Environmental Plan 2012</i> (KLEP), through the preparation of a Planning Proposal generally in accordance with the changes outlined in Item 1 and as discussed in detail in this report</p> <p>3. Authorise the General Manager to prepare a Planning Proposal consistent with the contents of this report and submit the Planning Proposal to the Department of Planning and Environment (the Department) for review and Gateway Determination.</p> <p>4. On receipt of a Gateway Determination stating that Council may proceed with the LEP amendment, the General Manager be authorised to make any necessary changes to the Planning Proposal in accordance with the requirements of the Department and undertake the</p>	

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		<p>necessary administrative procedures of the LEP amendment process in accordance with the provisions of Part 3 Division 4 of the EP&A Act, including public consultation</p> <p>5. On conclusion of public consultation, a further report is to be presented to Council outlining the outcomes of consultation, including submissions received.</p>	
14/03/2016	Draft North Coast Regional Plan	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receive and note the report 2. Have a further, more detailed, report prepared for its May Ordinary Meeting to enable it to make a formal submission regarding the draft Plan. 	Report to be prepared for May meeting,
14/03/2016	Offer for Purchase of Land	<p>That Council;</p> <ol style="list-style-type: none"> 1. Receive and note the report, Offer for Purchase of Land by Council 2. Authorise an amount of \$25,000 to be added to the capital Works Budget for Stormwater and Flood Management for the 2015/2016 financial year to facilitate the purchase of Lot 8 DP 19080. 3. Accepts the offer of \$20,000 to purchase the land subject of this report, Lot 8 DP 19080. 	Owner advised of Council resolution and solicitor engaged to facilitate sale.

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		4. Authorises the Mayor and General Manager to sign documents required for the purchase and transfer of the land described in this report.	
14/03/2016	Easement Agreement	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receive and note the report, Easement Agreement. 2. Be provided with a further report that details Council's legal advice in response to proposals put to Council and their recommendations for a clear way forward in regard to the Easement Agreement. 	Information forwarded to Council's legal representative requesting advice and awaiting a response prior to reporting back to Council.
14/03/2016	Organisational Structure Review	<p>That Council:</p> <ol style="list-style-type: none"> 1. Adopt the new organisational structure as provided to Council. 2. Determine that the two new positions of Director Assets and Infrastructure Services and Director Planning and Environmental Services are classified as senior officers as per Section 332(1) LG Act 1993 and that their responsibilities, skills and accountabilities of the position are generally equivalent to those applicable to the Executive Band of the Local Government (State) Award. 3. Advise those staff affected by the new 	Affected staff have been advised and unions have been notified.

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		<p>organisational structure and allow at least 28 days' notice before any changes are made.</p> <p>4. Advise appropriate unions of the new organisational structure and allow at least 28 days' notice before any changes are made.</p> <p>5. Advertise the two new directors' positions externally at least twice in a daily newspaper circulating throughout the State as per Sec 348(2) LG Act 1993.</p> <p>6. Offer both positions on a contract basis under the Standard Contract for Employment of Senior Staff as supplied by the Office of Local Government that are performance-based for a five-year term.</p> <p>7. Work towards implementing the new organisational structure to commence as from 1 July 2016.</p>	

ONGOING COUNCIL RESOLUTIONS AS AT 1 APRIL 2016

Date	Item Description	RESOLVED	Comments
10/08/15	Financial Assistance Grants	That Council will ensure that this federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in council publications, including annual reports;	This has been done in a recent newsletter, and will be included in Capital Works Program monthly reports, but will remain an ongoing resolution.
14/12/15	Acting General Manager	That Council: a) Appoint the Executive Manager Urban and Assets Graham Kennett as Acting General Manager for the period from 7 December, 2015 to 15 January 2016 inclusive. b) Appoint the Executive Manager Urban and Assets Graham Kennett as Acting General Manager in the case of an event resulting in the absence of the General Manager from his duties.	This resolution has been acted on.