

Kyogle Council

Confirmed Minutes of the Ordinary Council Meeting held in the Council Chambers, Stratheden Street, Kyogle, on 23 April 2012.

PRESENT

Cr. R. Brown (Mayor in the Chair), Cr. E. Bennett, Cr. J. Wilson, Cr. J. O'Reilly, Cr. L. Passfield, Cr. L. Zito, Cr. R. Dwyer, Cr. R. Leadbeatter and Cr. T. Cooper.

IN ATTENDANCE

The General Manager, the Acting Director of Technical Services, the Director of Planning & Environmental Services and the Personal Assistant to the General Manager & Corporate Services.

MEETING COMMENCEMENT

The Mayor declared the meeting open at 3.30 p.m.

ITEM 1 APOLOGIES

Nil

ITEM 2 OPENING PRAYER

The Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Mayor read the traditional lands acknowledgement.

ITEM 4 DECLARATION OF INTERESTS

Cr. Janet Wilson declared an interest in the following item/s:

- Item 13D.1 - Financial Assistance Applications April 2012
- Item 13D.2 - Futures Funding Applications
- Item 13D.3 - Minutes of Corporate & Community Meeting 10 April 2012.
Reasons for Declaration – 13D.1 & 13D.2 Training and mentoring role for applicants and 13D.3 Regional Development Australia (RDA) Board member

Cr. Tom Cooper declared an interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February - 29 February 2012 - 2011/34, 2011/180
Item 13B.2 Minutes of Planning & Environmental Services Committee Meeting - April 2012 - Item 5.1
Reason for Declaration – purchasing property with a potential quarry site - these have quarry developments. President of past and futures committee

Acting Director of Technical Services declared an interest in the following item/s,:

- Item 13B.2 Minutes of Planning & Environmental Services Committee Meeting - April 2012 - Item 5.1.
Reason for Declaration - operation of quarry in question.

ITEM 5 QUESTION TIME

Ms Caroline Fisher addressed Council;

- Enquired if a site inspection has taken place at Miller's Quarry as discussed at Council's March Ordinary meeting and if it did occur, how many Councillors attended?

The Director of Planning & Environmental Services advised an onsite inspection was held on Tuesday 10 April 2012, and six (6) councillors attended together with some senior staff.

Mr Jeff Marriott addressed Council;

- The mobile rock crusher that is used in Miller's Quarry has been using the Cedar Point Bridge and Omagh Road to access Afterlee Road. Given that the Cedar Point Bridge has a load limit of 20 tonne is Council aware of the gross mass of the mobile crusher?

The Acting Director of Technical Services advised he would investigate the matter and advise accordingly.

Mr Phil Gome addressed Council;

- When is Council scheduled to complete the audit of all extractive industries in the LGA?

The Director of Planning Services advised it is proposed to complete the audit of all extractive industries by December 2012.

- When will members of the public be able to access the content of those audits and be informed of any subsequent Council actions?

The Director of Planning Services advised that following completion of the audit, those elements which are not commercial in confidence would be available for access by the public.

- Does Council have an Enforcement Policy?

The General Manager advised yes (Adopted by Council on 9 October 2008).

- Local Government Reform Program – Promoting Better Practice - Review report Kyogle Council -

Recommendation 29:

“Council should develop an inspection strategy to ensure that inspections are undertaken to manage Council's risks associated with the exercise of its regulatory and compliance functions.

Comment: Council has recently appointed a new Environmental Health Officer. Upon this officer's commencement, Council plans to form a team consisting of the Co-ordinator Building and Environment, the Environmental Health Officer and the Environmental Compliance Officer, to discuss issues including the undertaking and recording of building and onsite sewage system inspections with a view to managing Council's risk in these areas”

Recommendation 32: Council should adopt an Enforcement Policy

Comment: Agreed.

- When is Council going to fully implement Recommendations 29 and 32?

The Director of Planning Services advised as part of the Development Management Panel, a team has been formed to discuss and record statistics, issues, concerns, and financial grant funding possibilities available and continues to manage Council's risk in these areas.

ITEM 6 PUBLIC ACCESS

- Mr Joe McErlean addressed Council in relation to the consent conditions on DA2011/79 for Industrial Land (tabled the presentation for public record)

Stated "Council need to redress the approval of this development application, repeal the approval and either publicly advertise or amend the DCP in accordance with EP & A Act regulations.

The Mayor advised the question would be taken on notice and a response provided.

ITEM 7 CONFIRMATION OF MINUTES

7.1 CONFIRMATION OF ORDINARY MINUTES

230412/ 1 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

That the Minutes of the Ordinary Meeting held on 26 March 2012, were adopted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 8 MAYORAL MINUTE

Nil.

ITEM 9 NOTICES OF MOTION

Nil.

ITEM 10 QUESTIONS WITH NOTICE FROM COUNCILLORS

Nil.

ITEM 11 DELEGATES REPORTS

Nil.

ITEM 12 INFORMATION PAPERS

12.1 COUNCIL RESOLUTIONS REQUIRING ACTION

A motion was moved by Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That the Council resolutions requiring action report was received and noted.

A motion was foreshadowed by Councillor Janet Wilson

2. That Council put a submission to the State Government in relation to the Coal Seam Gas Draft Code of Management.
3. That Council seek an extension of time from the State Government to allow it to formulate a Council response by 30 May 2012.

The motion was put to the vote and was CARRIED.

230412/ 2 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That the Council resolutions requiring action report was received and noted.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Janet Wilson, seconded Councillor John O'Reilly.

2. That Council put a submission to the State Government in relation to the Coal Seam Gas Draft Code of Management.
3. That Council seek an extension of time from the State Government to allow it to formulate a Council response by 30 May 2012.

The motion was put to the vote and was CARRIED.

230412/ 3 RESOLVED

Councillor Janet Wilson, seconded Councillor John O'Reilly.

2. That Council put a submission to the State Government in relation to the Coal Seam Gas Draft Code of Management.
3. That Council seek an extension of time from the State Government to allow it to formulate a Council response by 30 May 2012.

CARRIED

FOR VOTE - Unanimous vote

12.2 FINANCIAL REPORTS - MARCH 2012

230412/ 4 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Lynette Zito.

That the information contained in the Monthly Finance Report – March 2012 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 13 GENERAL MANAGER 'S REPORT

ITEM 13A TECHNICAL SERVICES REPORT

13A.1 MINUTES OF TECHNICAL SERVICES COMMITTEE - APRIL 2012

230412/ 5 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

1. That the minutes and reports of the Technical Services Committee meeting held April 10, 2012 were received and noted.
2. That the 2011/12 budget be amended to include the following additional funding:

Regional Roads	\$ 65,000
Rural Local Roads	\$150,000
Bonalbo Drainage	\$ 60,000
3. That Council endorses the NSW Transport Master Plan submission.
4. That Council advise the Local Government and Shires Association that its preferred option is Option 1 as identified in the Review of Local Government Engagement with the Rural Fire Service discussion paper dated February 2012

CARRIED

FOR VOTE - Unanimous vote

ITEM 13B PLANNING SERVICES REPORT

**13B.1 DEVELOPMENT APPLICATIONS RECEIVED, DETERMINED AND
OUTSTANDING FOR THE PERIOD 1 MARCH 2012 TO 31 MARCH
2012**

230412/ 6 RESOLVED

Councillor Robert Leadbeatter, seconded Councillor Lindsay Passfield.

1. That, with the exception of the following items in which Councillor Tom Cooper has declared an interest,
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- Cr Tom Cooper 13B.1 Development Applications Received, Determined and Outstanding DA 2011/34, 2011/180

The information contained in the report Development Applications Received, Determined and Outstanding for the period 1 March 2012 to 31 March 2012 was received and noted.

CARRIED

FOR VOTE - Unanimous vote

Having declared an interest in Item 13B.1 Councillor Tom Cooper left the meeting at 4.06 p.m.

230412/ 7 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

2. That the information contained in the report Development Applications Received, Determined and Outstanding for the period 1 March 2012 to 31 March 2012 only in relation to DA11/34 and DA11/180, in which Councillor Tom Cooper has declared an interest was received and noted.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Tom Cooper

Councillor Tom Cooper returned to the meeting at 4.07 p.m.

**13B.2 MINUTES OF PLANNING & ENVIRONMENTAL SERVICES
 COMMITTEE MEETING - APRIL 2012**

Having declared an interest in Item 13B.2 Councillor Tom Cooper and the Acting Director of Technical Services left the meeting at 4.07 p.m.

230412/ 8 RESOLVED

Councillor Lynette Zito, seconded Councillor Janet Wilson.

- A That the minutes and reports of the Planning and Environmental Services Committee meeting held April 10, 2012 be received and noted.
 - B That the annual compliance report for Millers Quarry be reviewed by an independent assessor and the results presented to full Council.
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C That an initial compliance report for Millers Quarry be prepared for the July Ordinary Council Meeting covering those issues which were raised at the March Ordinary Council Meeting and the timeframe within which those issues will be satisfactorily addressed.

D That Council issue Development Consent Notice 2011-105 for the construction of a storage shed, bed level crossing and minor retaining structure.
SUBJECT TO THE CONDITIONS SPECIFIED below:

1. The development shall be in accordance with development application number 2011-105 submitted on April 25, 2011, and in accordance with the following:

- a. Statement of Environmental Effects as prepared by R D Hanby & Associates
- b. Additional report prepared by Duncan Dey and revised Statement of Environmental Effects prepared and submitted by R D Hanby & Associates on 21 March, 2012.

except where otherwise provided by the conditions of this development consent.

2. In the event of any inconsistency between conditions of this consent and the drawings/documents referred to above, the conditions of this consent prevail.

3. This development consent is limited to a period of five (5) years in accordance with Section 95(1) of the *Environmental Planning and Assessment Act 1979*. Following the expiration of this period the consent will lapse unless work relating to the subdivision is physically commenced before the date on which the consent would otherwise lapse.

4. Apart from developer funded works, no improvements to existing roads, access and services will be provided by Council or any other utility authority.

5. The use of the shed is to be restricted to the storage of caravan and/or other vehicles and other bulky personal items

6. The use of the land must not interfere with legitimate uses on adjoining land.

7. The proposed landuse shall not result in the emission of offensive noise.

Offensive noise means: noise that by reason of its level, nature, character or quality, or the time at which it is made, or any other circumstance, is likely to:

- a) be harmful to,
- b) be offensive to,
- c) interfere unreasonably with the comfort or repose of,

a person who is:

- (i) if the offensive noise is made in premises that are not a public place - outside those premises,

or

- (ii) if the offensive noise is made in premises that are a public place - within or outside those premises.
- 8. All building waste is to be removed from the site to an approved waste disposal facility.
- 9. Burning of site refuse and materials is not permitted and all such materials shall be prevented from escaping onto adjoining land and shall be maintained in a tidy manner on site at all times.
- 10. Erosion and sediment control measures must be properly maintained at all times and shall remain in proper operation until all development activities have been completed and the site fully stabilised and vegetated.
- 11. The installation and operation of all external and security lighting, must comply at all times with the requirements of AS 4282 – *Control of the Obtrusive Effects of Outdoor Lighting*.
- 12. Prior to carrying out any works within a public road reserve, the proponent shall complete an application under Council's Road Reserve Management Plan and receive written approval from Council. Satisfactory arrangements for restoration with Council's Technical Services Department shall also be required, with all works constructed according to Council's Development, Design and Construction Manuals (as amended). All costs shall be the responsibility of the proponent.
- 13. That there shall be no loss of support to the Councils foot path area as a result of excavation within the site. Details of how this support will be maintained during construction shall be submitted for the Councils approval prior to the commencement of any work.
- 14. Council must be notified in writing, prior to commencement of building operations of any existing damage to kerb and gutter or footpaths.

Absence of notification signifies that no damage exists and the applicant is therefore liable for the cost of reinstatement of any damage to the kerb and gutter or footpath which may be necessary after the completion of the building. Where unmade or grassed footpaths are disturbed by the passage of builder or suppliers' vehicles, the footpaths are to be graded and restored to original level with loam.

- 15. All loading and unloading shall take place within the property boundaries, including the parking of construction and private vehicles associated with the development.
- 16. The applicant is to make written application to Council (accompanied by a location plan) for a vehicular access to the rural shed and construct it in accordance with Council's approval (refer to Council's Property Access and Addressing Management Plan). No other accesses may be constructed or opened onto a Council road without the prior written approval of Council.

17. All allotments where access is obtained from a sealed road shall have a sealed vehicular access from the roadway to the boundary of private property in accordance with Councils Property Access and Addressing Management Plan.
18. All stormwater from the site shall be disposed of without causing nuisance to adjoining properties.
19. Footings and/or slabs must be in accordance with AS 2870 – 1996, “Residential Slabs and Footings”.
20. All footings shall bear on natural ground having an even, uniform bearing capacity not subject to differential bearing values upon stable, firm and undisturbed foundations, free from roots and fill.
21. The metal roof and wall cladding is to be installed in accordance with AS 1562 – 1992, Design and Installation of Sheet Roof and Wall Cladding.
22. All metal framing to comply with approved engineering specifications and AS 3623-Domestic Metal Framing.
23. If Council is to be engaged as the Principal Certifying Authority the following progress and mandatory critical stage inspections will be required;
 - a) prior to pouring any in-situ reinforced concrete building element.
 - b) after the building work has been completed and prior to any occupation certificate being issued in relation to the building.
24. Prior to carrying out any works within a public road reserve, the proponent shall complete an application under Council's Road Reserve Management Plan and receive written approval from Council. Satisfactory arrangements for restoration with Council's Technical Services Department shall also be required, with all works constructed according to Council's Development, Design and Construction Manuals (as amended). All costs shall be the responsibility of the proponent.
25. All loading and unloading shall take place within the property boundaries, including the parking of construction and private vehicles associated with the development.
26. Council must be notified in writing, prior to commencement of construction of any existing damage to kerb and gutter or footpaths, or other infrastructure adjoining the development site..

Absence of notification signifies that no damage exists and the applicant is therefore liable for the cost of reinstatement of any damage attributable to the development, which may be necessary after the completion of the construction works. Where areas are disturbed by the passage of construction vehicles, these areas are to be graded and restored to original level and condition.
27. No vehicular accesses may be constructed or opened onto a Council road without the prior written approval of Council.

28. Measures shall be put in place to control stormwater runoff. These control measures shall be in place prior to the commencement of works and shall prevent soil erosion and the transport of sediment from the development site into either:
 - adjoining land
 - natural drainage courses
 - constructed drainage systems, or
 - waterways
 - public road reserve
29. All disturbed areas shall be stabilised and revegetated. Turfing or another approved seeding method shall be undertaken in each part of the development within 14 days of completion of earthworks. Topsoil shall be preserved for site revegetation wherever possible.
30. All stormwater from the site shall be disposed of without causing nuisance to adjoining properties.
31. All allotments where access is obtained from a sealed road shall have a sealed vehicular access from the roadway to the boundary of private property in accordance with Councils Property Access and Addressing Management Plan.
32. Where vehicular access to any allotment requires crossing of a stream or waterway, the applicant is to obtain approval from the relevant State Government agencies under the Water Management Act and/or Fisheries Management Act for any structures or works within the stream or waterway and construct them in accordance with any approval issued. Council will require documentary evidence of compliance with any approvals prior to the release of Interim or Final Occupational Certificate.
33. The proponent shall make satisfactory provision for stormwater to be directed through piped drains that are designed and constructed according to the Northern Rivers Local Government Development, Design and Construction Manual. All roof water from any proposed building and/or surface water from paved areas shall be directed to a Council approved drainage system. All piped drainage lines over adjoining land are to be located within drainage easements. All costs shall be the responsibility of the proponent.

Australian Rail and Track Corporation Conditions

1. Prior to final Development Approval being issued, the applicant must submit details of all stormwater disposal to Council for approval. The flow of stormwater toward the rail corridor must not be increased by the proposed development. All approved details for the disposal of stormwater and drainage are to be implemented in the development.

NSW Office of Water Conditions

1. The Construction Certificate will not be issued over any part of the site requiring a Controlled Activity Approval until a copy of the Approval has been provided to Council.

2. The applicant is to apply for and obtain such Controlled Activity Approval prior to works on the crossing commencing on site.
3. All works for the Controlled Activity are to also comply with the General Terms of Approval as attached and provided by the NSW Office of Water.

CARRIED

FOR VOTE - Unanimous vote
 ABSENT. DID NOT VOTE - Tom Cooper

Councillor Lindsay Passfield and Councillor Lynette Zito called for a Division.

For	Against
Cr Ross Brown	
Cr Lynette Zito	
Cr Janet Wilson	
Cr John O'Reilly	
Cr Robert Dwyer	
Cr Lindsay Passfield	
Cr Ernie Bennett	
Cr Robert Leadbeatter	

Councillor Tom Cooper and the Acting Director of Technical Services returned to the meeting at 4.08 p.m.

ITEM 13C ENVIRONMENT SERVICES REPORT

13C.1 NORTH EAST WASTE FORUM MEMBERSHIP

230412/ 9 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Janet Wilson.

That the North East Waste Forum Membership report was received and noted.

CARRIED

FOR VOTE - Unanimous vote

ITEM 13D CORPORATE SERVICES REPORT

13D.1 FINANCIAL ASSISTANCE APPLICATIONS APRIL 2012

Having declared an interest in Items 13D.1, 13D.2 & 13D.3 Councillor Janet Wilson left the meeting at 4.20 p.m.

230412/ 10 RESOLVED

Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

1. That the Financial Assistance Applications April 2012 report was received and noted.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Janet Wilson

A motion was moved by Councillor Lynette Zito,

That Council grant financial assistance to the following applicants:

Local Organisations

Applicant	Reason for Request	Funds requested
Kyogle & District Arts Council	To produce Art exhibitions for Artists in the Community.	1,000.00
Bonalbo RSL Sub-branch	To construct and develop a rose garden around a Gazebo to be built at the Patrick McNamee Park.	725.40
Kyogle Community Cinema	Sponsorship to assist newly formed community cinema	1,000.00
Kyogle Lions Club	Provision of a Waste bin for kerbside collection at Lions Club Shed.	390.00
Woodenbong Arts Group (WAG)	To assist with Roxy Gallery costs for having exhibition in April 2012.	250.00
Woodenbong & District Golf Club	To assist with excessive water bill costs.	1,000.00
Bonalbo Showground	To assist with cost of gravelling internal roadways and	1,000.00

Reserve Trust		gateways in the Showgrounds.	
Kyogle Association	Netball	To assist with re-establishing netball in Kyogle and assisting with electricity costs.	500.00
Tabulam Boxing Club		To assist with equipment purchase for Tabulam Boxing Club.	500.00
Kyogle Reconciliation Group	Local	To purchase nutritious food for preparation for breakfast and lunch for Jojunjargum training.	1,000.00
Cawongla Centre	Community	Reimbursement of gardening expenses, electricity services, charges, Chubb Fire Security	823.66
Total			\$8,189.06

Individuals

Applicant	Reason for Request	Funds requested
Caleb Robert Bundock	To assist with costs associated in attending Regional Touch Football Under 15's i.e. purchasing uniform, travel and food.	500.00
Megan Kennedy	To assist with costs associated in attending Australian School's Whitewater National Championships in Tasmania in January 2012,	500.00
Total		\$1,000.00

An amendment was moved by Councillor Lindsay Passfied

That Council grant financial assistance to the following applicants:

Local Organisations

Applicant	Reason for Request	Funds requested	
Kyogle & District Arts Council	To produce Art exhibitions for Artists in the Community.	1,000.00	
Bonalbo RSL Sub-branch	To construct and develop a rose garden around a Gazebo to be built at the Patrick McNamee Park.	725.40	
Kyogle Cinema	Sponsorship to assist newly formed community cinema	1,000.00	
Kyogle Lions Club	Provision of a Waste bin for kerbside collection at Lions Club Shed.	390.00	
Woodenbong Arts Group (WAG)	To assist with Roxy Gallery costs for having exhibition in April 2012.	250.00	
Woodenbong & District Golf Club	To assist with excessive water bill costs.	1,000.00	
Bonalbo Reserve Trust	To assist with cost of gravelling internal roadways and gateways in the Showgrounds.	700.00	
Kyogle Association	Netball	To assist with re-establishing netball in Kyogle and assisting with electricity costs.	500.00

Tabulam Boxing Club	To assist with equipment purchase for Tabulam Boxing Club.	400.00
Kyogle Local Reconciliation Group	To purchase nutritious food for preparation for breakfast and lunch for Jojunjargum training.	1,000.00
Cawongla Community Centre	Reimbursement of gardening expenses, electricity services, charges, Chubb Fire Security	823.66
Upper Clarence Junior Rugby League	To assist with bus hire and drinking water.	400.00
Total		\$8,189.06

Individuals

Applicant	Reason for Request	Funds requested
Caleb Robert Bundock	To assist with costs associated in attending Regional Touch Football Under 15's i.e. purchasing uniform, travel and food.	500.00
Megan Kennedy	To assist with costs associated in attending Australian School's Whitewater National Championships in Tasmania in January 2012,	500.00
Total		\$1,000.00

Councillor Lynette Zito withdrew her motion.

A motion was moved by Councillor Lindsay Passfield, seconded Councillor Lynette Zito.

That Council grant financial assistance to the following applicants:

Local Organisations

Applicant	Reason for Request	Funds requested
Kyogle & District Arts Council	To produce Art exhibitions for Artists in the Community.	1,000.00
Bonalbo RSL Sub-branch	To construct and develop a rose garden around a Gazebo to be built at the Patrick McNamee Park.	725.40
Kyogle Community Cinema	Sponsorship to assist newly formed community cinema	1,000.00
Kyogle Lions Club	Provision of a Waste bin for kerbside collection at Lions Club Shed.	390.00
Woodenbong Arts Group (WAG)	To assist with Roxy Gallery costs for having exhibition in April 2012.	250.00
Woodenbong & District Golf Club	To assist with excessive water bill costs.	1,000.00
Bonalbo Showground Reserve Trust	To assist with cost of gravelling internal roadways and gateways in the Showgrounds.	700.00

Kyogle Association	Netball	To assist with re-establishing netball in Kyogle and assisting with electricity costs.	500.00
Tabulam Boxing Club		To assist with equipment purchase for Tabulam Boxing Club.	400.00
Kyogle Reconciliation Group	Local	To purchase nutritious food for preparation for breakfast and lunch for Jojunjargum training.	1,000.00
Cawongla Centre	Community	Reimbursement of gardening expenses, electricity services, charges, Chubb Fire Security	823.66
Upper Clarence Rugby League	Junior	To assist with bus hire and drinking water.	400.00
Total			\$8,189.06

Individuals

Applicant	Reason for Request	Funds requested
Caleb Robert Bundock	To assist with costs associated in attending Regional Touch Football Under 15's i.e. purchasing uniform, travel and food.	500.00
Megan Kennedy	To assist with costs associated in attending Australian School's Whitewater National Championships in Tasmania in January 2012,	500.00
Total		\$1,000.00

The motion was put to the vote and was CARRIED.

230412/ 11 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Lynette Zito.

2. That Council grant financial assistance to the following applicants:

Local Organisations

Applicant	Reason for Request	Funds requested
Kyogle & District Arts Council	To produce Art exhibitions for Artists in the Community.	1,000.00
Bonalbo RSL Sub-branch	To construct and develop a rose garden around a Gazebo to be built at the Patrick McNamee Park.	725.40
Kyogle Community Cinema	Sponsorship to assist newly formed community cinema	1,000.00
Kyogle Lions Club	Provision of a Waste bin for kerbside collection at Lions Club Shed.	390.00
Woodenbong Arts Group (WAG)	To assist with Roxy Gallery costs for having exhibition in April 2012.	250.00
Woodenbong & District Golf Club	To assist with excessive water bill costs.	1,000.00

Bonalbo Showground Reserve Trust	To assist with cost of gravelling internal roadways and gateways in the Showgrounds.	700.00
Kyogle Netball Association	To assist with re-establishing netball in Kyogle and assisting with electricity costs.	500.00
Tabulam Boxing Club	To assist with equipment purchase for Tabulam Boxing Club.	400.00
Kyogle Local Reconciliation Group	To purchase nutritious food for preparation for breakfast and lunch for Jojunjargum training.	1,000.00
Cawongla Community Centre	Reimbursement of gardening expenses, electricity services, charges, Chubb Fire Security.	823.66
Upper Clarence Junior Rugby League	To assist with bus hire and drinking water.	400.00
Total		\$8,189.06

Individuals

Applicant	Reason for Request	Funds requested
Caleb Robert Bundock	To assist with costs associated in attending Regional Touch Football Under 15's i.e. purchasing uniform, travel and food.	500.00
Megan Kennedy	To assist with costs associated in attending Australian School's Whitewater National Championships in Tasmania in January 2012,	500.00
Total		\$1,000.00

CARRIED

FOR VOTE - Unanimous vote
 ABSENT. DID NOT VOTE - Janet Wilson

13D.2 FUTURES FUNDING APPLICATIONS

A motion was moved by Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That the Futures Funding application report was received and noted.

A foreshadowed motion was moved by Councillor Tom Cooper

2. That Council allocate \$3,500 to RSL Australia – Bonalbo Sub-branch towards the construction of a Gazebo in Parrick McNamee Park, the funding to be subject to the receipt of adequate funds to complete the project.

The motion was put to the vote and was CARRIED.

230412/ 12 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That the Futures Funding application report was received and noted.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Janet Wilson

A motion was moved by Councillor Tom Cooper, seconded Ernie Bennett.

2. That Council allocate \$3,500 to RSL Australia – Bonalbo Sub-branch towards the construction of a Gazebo in Parrick McNamee Park, the funding to be subject to the receipt of adequate funds to complete the project.

The motion was put to the vote and was CARRIED.

230412/ 13 RESOLVED

Councillor Tom Cooper, seconded Councillor Ernie Bennett.

2. That Council allocate \$3,500 to RSL Australia – Bonalbo Sub-branch towards the construction of a Gazebo in Parrick McNamee Park, the funding to be subject to the receipt of adequate funds to complete the project.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Janet Wilson

13D.3 MINUTES OF CORPORATE & COMMUNITY MEETING 10 APRIL 2012

230412/ 14 RESOLVED

Councillor Robert Leadbeatter, seconded Councillor Lynette Zito.

1. That the Minutes of the Corporate and Community Services Committee meeting held April 10, 2012 were received and noted.
2. That the Kyogle LGA Community Cultural Committee Terms of Reference were adopted.
3. That the Kyogle LGA Community Cultural Committee be requested to show how points 1 and 2 in the feedback provided by the RDA will be addressed in any further application for funding for the Cultural Hub.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Janet Wilson

A motion was moved by Councillor Ross Brown, seconded Councillor Ernie Bennett

4. That the Kyogle LGA Cultural Committee be requested to review the opportunities that may exist for redevelopment of the KMI Hall once the Rural Fire Services have vacated the premises.
5. The Kyogle LGA Community Cultural Committee be requested to liaise with RDA in questioning whether Council funds expended on redevelopment of the KMI Hall would be considered as Kyogle Council's contribution to the development of cultural hub.

The motion was put to the vote and was CARRIED.

230412/ 15 RESOLVED

Councillor Ross Brown, seconded Councillor Ernie Bennett.

4. That the Kyogle LGA Cultural Committee be requested to review the opportunities that may exist for redevelopment of the KMI Hall once the Rural Fire Services have vacated the premises.
5. The Kyogle LGA Community Cultural Committee be requested to liaise with RDA in questioning whether Council funds expended on redevelopment of the KMI Hall would be considered as Kyogle Council's contribution to the development of cultural hub.

CARRIED

FOR VOTE - Ross Brown, Ernie Bennett, Lindsay Passfield, Lynette Zito, Robert Leadbeatter

AGAINST VOTE - John O'Reilly, Robert Dwyer, Tom Cooper

ABSENT. DID NOT VOTE - Janet Wilson

Councillor Janet Wilson returned to the meeting at 4.48 p.m.

13D.4 MINUTES OF INTERNAL AUDIT COMMITTEE

230412/ 16 RESOLVED

Councillor Lynette Zito, seconded Councillor Janet Wilson.

1. That the Minutes of the Internal Audit Committee meeting held April 10, 2012 were received and noted.
 2. That the Corrective Action Sheet, which forms part of the 2011 Management Letter, be a permanent Item on the Internal Audit Committee Agenda.
 3. That Council accept the quote from WHK for the supply of Internal Audit Services as specified in the tender at a cost to Council of \$6,570.
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CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Lynette Zito, seconded Councillor Janet Wilson.

4. That the report from WHK be requested to be presented at the Internal Audit Committee meeting on 11 June 2012.

The motion was put to the vote and was CARRIED.

230412/ 17 RESOLVED

Councillor Lynette Zito, seconded Councillor Janet Wilson.

4. That the report from WHK be requested to be presented at the Internal Audit Committee meeting on 11 June 2012.

CARRIED

FOR VOTE - Unanimous vote

13D.5 DRAFT REPORT ON RATEPAYER/RESIDENTS SURVEY

230412/ 18 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Tom Cooper.

1. That the Draft Report on the Kyogle Council 2012 Ratepayer/Residents Survey prepared by Jetty Research was received and noted.
2. That the final report on the Kyogle Council 2012 Ratepayer/Residents Survey prepared by Jetty Research be displayed on Council's website, and hard copies be made available to the public free of charge.

CARRIED

FOR VOTE - Unanimous vote

A motion moved by Councillor Robert Dwyer, seconded Councillor Lynette Zito

3. That Councillors be provided with a report for the next cycle of Council meetings with regards to how management proposes to address the issues within the draft report and Ratepayer/Residents Survey that rate below par.

The motion was put to the vote and was CARRIED.

230412/ 19 RESOLVED

Councillor Robert Dwyer, seconded Councillor Lynette Zito.

3. That Councillors be provided with a report for the next cycle of Council meetings with regards to how management proposes to address the issues within the draft report and Ratepayer/Residents Survey that rate below par.

CARRIED

FOR VOTE - Unanimous vote

13D.6 GOODS AND SERVICES TAX (GST) CERTIFICATE

230412/ 20 RESOLVED

Councillor Lindsay Passfield, seconded Councillor Lynette Zito.

That Council endorses the signing of the Goods and Services Certificate – Payment of Voluntary GST 1 May, 2011 to 30 April, 2012.

CARRIED

FOR VOTE - Unanimous vote

ITEM 13E COMMUNITY SERVICES REPORT

13E.1 OCCUPATION AGREEMENT - GROVE HOUSE

230412/ 21 RESOLVED

Councillor Lynette Zito, seconded Councillor John O'Reilly.

1. That the Occupation Agreement – Grove House report was received and noted.

CARRIED

FOR VOTE - Unanimous vote

A motion was moved by Councillor Lynette Zito, seconded Councillor Lindsay Passfield

2. That Kyogle Together be offered a new Occupation Agreement for a period of three years with a three year renewal option, with a below market monthly rental of \$500 (excluding GST) to be reviewed at the end of the initial three years.
-

The motion was put to the vote and was CARRIED.

230412/ 22 RESOLVED

Councillor Lynette Zito, seconded Councillor Lindsay Passfield.

2. That Kyogle Together be offered a new Occupation Agreement for a period of three years with a three year renewal option, with a below market monthly rental of \$500 (excluding GST) to be reviewed at the end of the initial three years.

CARRIED

FOR VOTE - Unanimous vote

13E.2 COMMUNITY STRATEGIC PLAN.

230412/ 23 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

1. That the Community Strategic Plan report, as amended was received and noted.

CARRIED

FOR VOTE - Unanimous vote

230412/ 24 RESOLVED

Councillor Lindsay Passfield, seconded Councillor John O'Reilly.

2. That Council place the draft Community Strategic Plan 2012-2025 on public display for a period of 28 days and call for submissions.

CARRIED

FOR VOTE - Unanimous vote

ITEM 13F GENERAL MANAGER'S REPORT

ITEM 14 URGENT BUSINESS WITHOUT NOTICE

14.1 URGENT BUSINESS WITHOUT NOTICE

230412/ 25 RESOLVED

Moved by Councillor Tom Cooper, seconded by Councillor Ernie Bennett.

That the matter of closure of the 24 hour emergency services at Bonalbo Hospital be considered and determined by Council at this Ordinary Meeting;

CARRIED

FOR VOTE - Unanimous vote

The Mayor then ruled the matter of great urgency.

14.2 BONALBO HOSPITAL

230412/ 26 RESOLVED

Moved by Councillor Tom Cooper, seconded by Councillor Ernie Bennett.

That Kyogle Council on behalf of Bonalbo and surrounding residents write to the Northern NSW Local Health District demanding immediate reinstatement of the 24 hour emergency services at Bonalbo Hospital. This correspondence to be copied to Minister for Health NSW, State Member Mr Thomas George and Federal Member Ms Janelle Saffin and local media outlets.

CARRIED

FOR VOTE - Unanimous vote

ITEM 15 QUESTIONS FOR NEXT ORDINARY MEETING

Nil.

ITEM 16 CONFIDENTIAL BUSINESS PAPER

Nil.

MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 5.16 p.m.

Signature of Chairperson.....

