

## **Kyogle Council**

### **Unconfirmed Minutes of the Ordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on 11 March 2013**

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#### **PRESENT**

Cr. Ross Brown (Mayor in the Chair), Cr Janet Wilson, Cr Chris Simpson, Cr John Burley, Cr Robert Dwyer, Cr Maggie Creedy, Cr Danielle Mulholland, Cr Lindsay Passfield and Cr Michael Reardon.

#### **IN ATTENDANCE**

The General Manager, the Executive Manager Administration & Community, the Executive Manager Urban & Assets, the Acting Executive Manager of Planning & Environment, the Acting Executive Manager Infrastructure Works and the Personal Assistant to Planning & Environment.

#### **MEETING COMMENCEMENT**

The Mayor declared the meeting open at 5.00 pm.

#### **ITEM 1 APOLOGIES**

Nil

#### **ITEM 2 OPENING PRAYER**

The Mayor read the opening prayer.

The Mayor advised that the meeting was being recorded.

#### **ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT**

The Mayor acknowledged that the meeting was being held on the Traditional Lands of the Bundjalung people.

#### **ITEM 4 DECLARATION OF INTERESTS**

Cr Ross Brown declared an interest in the following item/s:

- Item 13C.1 Waste Vouchers and Kerbside Recyclables Pick Up

Reason for declaration – would receive a direct benefit as a household not currently receiving a garbage service

Cr. Lindsay Passfield declared an interest in the following item/s:

- Item 13C.1 Waste Vouchers and Kerbside Recyclables Pick Up  
Reason for declaration – would receive a direct benefit as a household not currently receiving a garbage service

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

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 - 2012/55

Reason for Declaration – Volunteer worker for Showground Trust

- Item 14.1 Regional Livestock Exchange – Regional Development Australia Funding.

Reason for Declaration – Board Member of Regional Development Australia.

Cr. Robert Dwyer declared an interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 - 2012/55

Reason for Declaration – Treasurer of the Showground Trust

Cr. Danielle Mulholland declared an interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 2013 – 2011/181

Reason for Declaration – Neighbour of the property owner

Cr. Chris Simpson declared an interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 – 2012/39

Reason for Declaration – Neighbour of the property owner

Carol O'Neill, Executive Manager Administration and Community declared an interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 – 2013/11

Reason for Declaration – Neighbour of the property owner

- Item 16.1 Tender for Supply of 6 x 4 Road Pavement Patching Truck: Tender No. 2012/13-002

Reason for Declaration – Relative of tenderer

## **ITEM 5 QUESTION TIME**

- Elva Jones addressed Council in relation to:
  1. Trees which are impeding pedestrian access on the footpath in Bloore Street near the Seniors Centre.
  2. The reinstatement of the lights at the Kyogle swimming pool.
  3. Expressed disappointment at the date of the season closure for the Kyogle pool. Believes 1<sup>st</sup> April 2013 is too early given that it is prior to the school holiday period.

- Mr Trevor Wilson addressed Council in relation to:

Expressed his gratitude to the Mayor and General Manager for the manner in which they conducted the meeting with the concerned residents of Doubtful Creek.

- Mr Warren Weaver addressed Council in relation to:

The continued erosion to the abutments of Campbell's Bridge, Lynchs Creek due to the course of the water flow. Request that Council liaise with the Department of Primary Industries to obtain a permit to return the flow to the centre of the creek.

The question was taken on notice.

- Mrs Ann Reardon addressed Council in relation to:

1. The cost to install an additional seat in the Kyogle main street and the possibility of relocating the seat currently at the Kyogle Pool to the front of the chemist shop.

The question was taken on notice.

2. Expressed concern over the large pool of water near the Skate Park and requested metal dust be spread in the area.

The Executive Manager Urban & Assets advised that the construction of a carpark in this location is expected to commence in May.

3. What is Council's method of responding to correspondence and the reason for delays.

The General Manager advised that correspondence is stored and distributed digitally to the appropriate staff for action and advised that if specific information was provided on late correspondence it would be investigated.

4. Is green waste permitted to go into the waste bin? Some residents do not have the ability to remove and dispose of green waste to the landfill and have no option but to use the waste bin.

The Acting Executive Manager Planning & Environment advised that the possible implementation of green waste bins would be investigated in the future.

**ITEM 6 PUBLIC ACCESS**

Nil

**ITEM 7 CONFIRMATION OF MINUTES**

**7.1 CONFIRMATION OF ORDINARY MINUTES**

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**110313/1 RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor Danielle Mulholland.

That the Minutes of the Ordinary Meeting held on 11 February, 2013 be adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 8 MAYORAL MINUTE**

Nil.

**ITEM 9 NOTICES OF MOTION**

**9.1 NOTICE OF MOTION; COUNCILLOR DANIELLE MULHOLLAND -  
PERMANENT SPEED LIMITS IN FRONT OF BARKERS VALE  
SCHOOL & SURROUNDING RESIDENCES**

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**110313/2 RESOLVED**

Moved by Councillor Danielle Mulholland, seconded by Councillor Danielle Mulholland.

That Council supports a request from the Barkers Vale Public School to introduce permanent speed limits in front of the school and surrounding residences and that a request be sent to Council's Roads and Traffic Committee for consideration.

**CARRIED**

FOR VOTE - Ross Brown, Janet Wilson, Maggie Creedy, John Burley, Lindsay Passfield, Danielle Mulholland

AGAINST VOTE - Chris Simpson, Bob Dwyer, Michael Reardon

**9.2 NOTICE OF MOTION - COUNCILLOR DANIELLE MULHOLLAND; GRIEVE'S CROSSING BRIDGE, THE RISK**

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The Notice of Motion – Councillor Danielle Mulholland; Grieve's Crossing Bridge, The Risk was withdrawn.

**9.3 NOTICE OF MOTION - COUNCILLOR JANET WILSON; PROPOSAL FOR FUNDING FROM THE ANZAC CENTENARY PROGRAM 2014-2018**

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Moved by Councillor Janet Wilson, seconded by Councillor Lindsay Passfield.

That Council begin to develop a proposal for funding from the ANZAC Centenary Funding to upgrade the KMI (including the foyer) to accommodate future activities of the creative industries by providing exhibition, display, storage and meeting spaces which support the cultural life of Kyogle.

An amendment was moved by Councillor Chris Simpson, seconded by Councillor Robert Dwyer

That Council begin to develop a proposal for funding from the ANZAC Centenary Funding to upgrade the KMI (including restoring the foyer in line with its original concept) and the upstairs to accommodate future activities.

The amendment was put to the vote and was LOST.

FOR VOTE - Chris Simpson, Maggie Creedy, Bob Dwyer, Michael Reardon

AGAINST VOTE - Janet Wilson, Lindsay Passfield, Danielle Mulholland, Ross Brown, John Burley

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**110313/3 RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor Lindsay Passfield.

That Council begin to develop a proposal for funding from the ANZAC Centenary Funding to upgrade the KMI (including the foyer) to accommodate future activities of the creative industries by providing exhibition, display, storage and meeting spaces which support the cultural life of Kyogle.

**CARRIED**

FOR VOTE - Ross Brown, Janet Wilson, John Burley, Lindsay Passfield, Danielle Mulholland

AGAINST VOTE - Chris Simpson, Maggie Creedy, Bob Dwyer, Michael Reardon

**ITEM 10 QUESTIONS WITH NOTICE FROM COUNCILLORS**

Nil.

**ITEM 11 DELEGATES REPORTS**

Nil.

**ITEM 12 INFORMATION PAPERS**

**12.1 COUNCIL RESOLUTIONS REQUIRING ACTION**

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**110313/4 RESOLVED**

Moved by Councillor Robert Dwyer, seconded by Councillor Lindsay Passfield.

That the Council resolutions requiring action report be received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

**12.2 FINANCIAL REPORT JANUARY 2013**

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**110313/5 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Danielle Mulholland.

That the information contained in the Monthly Finance Report – February 2013 be received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

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**12.3 MINUTES OF CORPORATE & COMMUNITY SERVICES COMMITTEE  
MEETING 25 FEBRUARY 2013**

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**110313/6 RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor Danielle Mulholland.

1. That the Minutes of the Corporate and Community Services Committee meeting held 25 February 2013 be received and noted.
2. That the Council considers extending the hours for the Roxy Gallery Coordinator to 21 hours per week within the context of the 2013-14 budget.

**CARRIED**

FOR VOTE - Unanimous vote

**12.4 SUMMERLAND WAY PROMOTIONAL COMMITTEE MEETING FEBRUARY  
2013**

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**110313/7 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Danielle Mulholland.

That the minutes of the Summerland Way Promotional Committee meeting held on February 15, 2013 be received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 13 GENERAL MANAGER 'S REPORT**

**ITEM 13A TECHNICAL SERVICES REPORT**

**13A.1 BORDER RANGES RALLY 2013**

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A motion was moved by Councillor Robert Dwyer, seconded by Councillor Chris Simpson

1. That the report on the proposed Border Ranges Rally 2013 be received and noted.
  2. That Council agree in principle to the holding of the 2013 Border Ranges Rally Event.
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3. That Council considers the inclusion of a \$10,000 budget for costs associated with the 2013 Border Ranges Rally as part of the development of the 2013/14 budget.
4. That Council's maintenance program be developed to ensure that each of the rally roads have a patch grade in the four weeks prior to the event.

A motion was foreshadowed by Councillor Robert Dwyer

That should the Border Ranges Rally as proposed by the Gold Coast Motorsporting Club Inc. to be staged over an extended course within the Kyogle Shire, that Council's Economic Development Officer be requested to undertake a review of the economic benefits (in dollar terms) as a result of the staging of this event within the Kyogle Shire.

An amendment was moved by Councillor Ross Brown, seconded by Councillor Chris Simpson

1. That the report on the proposed Border Ranges Rally 2013 be received and noted.
2. That Council agrees to provide \$10,000 from the 2013/14 Kyogle LGA Futures Funding for costs associated with the 2013 Border Ranges Rally.
3. That Council's maintenance program be developed to ensure that each of the rally roads have a patch grade in the four weeks prior to the event.

The amendment was put to the vote and was CARRIED.

The amendment became the MOTION.

### **110313/8 RESOLVED**

Moved by Councillor Ross Brown, seconded by Councillor Chris Simpson

1. That the report on the proposed Border Ranges Rally 2013 be received and noted.
2. That Council agrees to provide \$10,000 from the 2013/14 Kyogle LGA Futures Funding for costs associated with the 2013 Border Ranges Rally.
3. That Council's maintenance program be developed to ensure that each of the rally roads have a patch grade in the four weeks prior to the event.

FOR VOTE - Ross Brown, Maggie Creedy, Bob Dwyer, John Burley, Lindsay Passfield, Michael Reardon

AGAINST VOTE - Janet Wilson, Danielle Mulholland



**110313/9 RESOLVED**

Moved by Councillor Robert Dwyer, seconded by Councillor Lindsay Passfield

That should the Border Ranges Rally as proposed by the Gold Coast Motorsporting Club Inc. to be staged over an extended course within the Kyogle Shire, that Council's Economic Development Officer be requested to undertake a review of the economic benefits (in dollar terms) as a result of the staging of this event within the Kyogle Shire.

**CARRIED**

FOR VOTE - Ross Brown, Maggie Creedy, Bob Dwyer, John Burley, Lindsay Passfield, Michael Reardon

AGAINST VOTE - Janet Wilson, Danielle Mulholland

Councillor Maggie Creedy left the meeting at 6.04 pm.

**13A.2 TECHNICAL SERVICES COMMITTEE MEETING 25 FEBRUARY 2013**

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**110313/10 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded Councillor Mulholland

1. That a report be brought to Council identifying suitable locations for depth indicators and flood warning signage with associated costing.
2. That Council arrange for installation of flood gauges on bridges over Tooloom Creek at Woodenbong and Urbenville to enable emergency services to objectively ascertain flood behaviour.
3. That Council authorises the General Manager to lodge an application to transfer the Crown Road to Council for Lofts Pinnacle Road up to the boundary of Lot 83 DP 755711.
4. 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.
5. That the name "Bakers Bridge" be adopted for the bridge at chainage 5.11km on Dyraaba Road.
6. That Council advertises for submissions from the public on the proposed road naming listed below;

**Road No.**

TBD

**Current Road Name or Description of Route**

The northernmost new road off Oxbow Road created as part of Stage 1 of Development Application 2011-45

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**Proposed Road Name**

Blue Gum Place

**Reason**

Newly constructed road

**Road No.**

TBD

**Current Road Name or Description of Route**

The southernmost new road off Oxbow Road created as part of Stage 1 of Development Application 2011-45

**Proposed Road Name**

Silky Oak Place

**Reason**

Newly constructed road

FOR VOTE - Unanimous vote

ABSENT - DID NOT VOTE - Maggie Creedy

**ITEM 13B PLANNING SERVICES REPORT**

Councillor Maggie Creedy returned to the meeting at 6.06pm.

Councillor Danielle Mulholland left the meeting at 6.07pm.

**13B.1 DEVELOPMENT APPLICATIONS RECEIVED, DETERMINED AND OUTSTANDING FOR THE PERIOD 1 FEBRUARY 2013 TO 28 FEBRUARY 2013**

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**110313/11 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Janet Wilson.

1. That, with the exception of the following items in which Councillors Janet Wilson, Robert Dwyer, Chris Simpson and Danielle Mulholland have declared an interest,
  - Cr Janet Wilson 13B.1 Development Applications Received, Determined and Outstanding DA 2012/55
  - Cr Robert Dwyer 13B.1 Development Applications Received, Determined and Outstanding DA 2012/55
  - Cr Danielle Mulholland 13B.1 Development Applications Received, Determined and Outstanding DA 2011/181
  - Cr Chris Simpson 13B.1 Development Applications

Received, Determined and Outstanding DA 2012/39

The information contained in the report Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 be received and noted.

**CARRIED**

FOR VOTE – Unanimous vote

ABSENT – DID NOT VOTE: Danielle Mulholland

Having declared an interest in Item 13B.1, Councillors Janet Wilson, Robert Dwyer and Chris Simpson and the Executive Manager Administration & Community left the meeting at 6.06 pm.

**110313/12 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor John Burley.

2. That the information contained in the report Development Applications Received, Determined and Outstanding for the period 1 February 2013 to 28 February 2013 only in relation to DA 2011/181, DA 2012/39 and DA 2012/55 in which Councillors Janet Wilson, Robert Dwyer, Danielle Mulholland and Chris Simpson have declared an interest be received and noted.

**CARRIED**

For vote – Unanimous vote

ABSENT. DID NOT VOTE – Janet Wilson, Robert Dwyer, Danielle Mulholland and Chris Simpson

Councillors Janet Wilson, Robert Dwyer, Danielle Mulholland and Chris Simpson and the Executive Manager Administration and Community returned to the meeting at 6.08 pm.

**13B.2 WOODENBONG CARAVAN PARK**

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**110313/13 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded Councillor Danielle Mulholland.

1. That the report Woodenbong Caravan Park be received and noted.
  2. That Council applies to the Minister for Primary Industries, Catchment and Lands to bring Reserve 81500 onto the Gateway to the Rainforest Reserve Trust.
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3. That Council negotiate a management agreement with the Woodenbong Progress Association for the caravan park/campground located on Crown Reserve 81500.

**CARRIED**

FOR VOTE - Unanimous vote

## **ITEM 13C ENVIRONMENT SERVICES REPORT**

### **13C.1 WASTE VOUCHERS AND KERBSIDE RECYCLABLES PICK UP**

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Having declared an interest in the item, Councillors Ross Brown and Lindsay Passfield left the meeting at 6.13 pm. Councillor Janet Wilson assumed the Chair.

Moved by Councillor John Burley, seconded by Councillor Danielle Mulholland.

1. That the Waste Vouchers and Kerbside Recyclables Pickup report be received and noted.
2. That Council investigate initiatives to manage waste and resource recovery in the most cost effective manner.

A motion was foreshadowed by Councillor Chris Simpson

1. That Council include three waste disposal vouchers with the first rate notice of the year to every household that does not currently have a garbage service, each voucher to the value of \$30.
2. That Council provide one free kerbside pick-up per year of recyclable rubbish to households that currently have a garbage service.

A motion was foreshadowed by Councillor Robert Dwyer

That Council develop a policy with regards to waste minimisation, disposal etc incorporating:

1. That Council include three waste disposal vouchers with the first rate notice of the year to every household that does not currently have a garbage service, each voucher to the value of \$30.
2. That Council provide one free kerbside pick-up per year of recyclable rubbish to households that currently have a garbage service.

Councillor Chris Simpson withdrew his foreshadowed motion.

Councillor Robert Dwyer withdrew his foreshadowed motion.

A motion was foreshadowed by Councillor Robert Dwyer, seconded Councillor Chris Simpson

That Council hold a workshop to develop a policy with regards to waste management.

**110313/14 RESOLVED**

Moved by Councillor John Burley, seconded by Councillor Danielle Mulholland.

1. That the Waste Vouchers and Kerbside Recyclables Pickup report be received and noted.
2. That Council investigate initiatives to manage waste and resource recovery in the most cost effective manner.

**CARRIED**

FOR VOTE - Chris Simpson, John Burley, Danielle Mulholland, Janet Wilson

AGAINST VOTE - Maggie Creedy, Bob Dwyer, Michael Reardon

ABSENT. DID NOT VOTE - Ross Brown, Lindsay Passfield

**110313/15 RESOLVED**

Moved by Councillor Robert Dwyer, Councillor Chris Simpson

That Council hold a workshop to develop a policy with regards to waste management.

**CARRIED**

FOR VOTE - Chris Simpson, Janet Wilson, Maggie Creedy, Bob Dwyer, John Burley, Michael Reardon, Danielle Mulholland

ABSENT.– DID NOT VOTE - Ross Brown, Lindsay Passfield

Councillors Ross Brown & Lindsay Passfield returned to the meeting at 6.39pm.

The Mayor resumed the Chair.

**ITEM 13D CORPORATE SERVICES REPORT**

**13D.1 REVIEW OF VEHICLE POLICY**

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**110313/16 RESOLVED**

Moved by Councillor Robert Dwyer, seconded by Councillor Danielle Mulholland.

1. That the Draft Vehicle Policy as amended be adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**13D.2                    PRIVACY MANAGEMENT PLAN**

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**110313/17    RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor Chris Simpson.

That Council adopt the new Model Privacy Management Plan (January 2013) for Local Government.

**CARRIED**

FOR VOTE - Unanimous vote

**13D.3                    MINUTES OF INTERNAL AUDIT COMMITTEE MEETING 28  
FEBRUARY 2013**

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**110313/18    RESOLVED**

Moved by Councillor Danielle Mulholland, seconded by Councillor Chris Simpson.

1. That the Minutes of the Internal Audit Committee meeting 28 February 2013 be received and noted.
2. That the GM provide a report to the internal audit committee on the progress of the implementation of the recommendations with regard to Review of adequacy of the budgetary process - internal audit report.
3. The charter be adopted subject to changes to Audit Committee Charter, s3.1 "the audit committee shall comprise of a minimum of three members."
4. That a review of outstanding council resolutions be undertaken to either action, reaffirm or remove.
5. The Council provide an update on the external audit management letter correction sheet.
6. That Council consider engaging an independent consultant to deliver an education program on Integrated Planning with a financial management component to all Councillors.

**CARRIED**

FOR VOTE - Unanimous vote

**13D.4                    KYOGLE TOGETHER - RELOCATION OF KYOGLE COMMUNITY  
GYM**

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This item was withdrawn.

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**ITEM 13E COMMUNITY SERVICES REPORT**

**13E.1 REVIEW OF COMMUNITY ENGAGEMENT POLICY**

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**110313/19 RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor Danielle Mulholland.

That the amended Community Engagement Policy be adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 13F GENERAL MANAGER'S REPORT**

Nil.

**ITEM 14 URGENT BUSINESS WITHOUT NOTICE**

**14.1 CASINO REGIONAL LIVESTOCK EXCHANGE - REGIONAL DEVELOPMENT AUSTRALIA FUNDING**

Having declared an interest in the item, Councillor Janet Wilson left the meeting at 6.54 pm

**110313/20 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Robert Dwyer.

That the item be considered urgent.

**CARRIED**

FOR VOTE - Chris Simpson, Ross Brown, Maggie Creedy, Bob Dwyer, John Burley, Lindsay Passfield, Michael Reardon, Danielle Mulholland

ABSENT – DID NOT VOTE - Janet Wilson

The Mayor ruled the matter as urgent.

**110313/21 RESOLVED**

Moved by Councillor Robert Dwyer, seconded Councillor Maggie Creedy

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That Council send a letter of support to Richmond Valley Council in regards to the application for RDA funding for the Casino Saleyard project.

**CARRIED**

FOR VOTE - Chris Simpson, Ross Brown, Maggie Creedy, Bob Dwyer, John Burley, Lindsay Passfield, Michael Reardon, Danielle Mulholland

ABSENT – DID NOT VOTE - Janet Wilson

Councillor Janet Wilson returned to the meeting at 6.58 pm

It was noted that the General Manager tabled the Department of Local Government Circular 13-06 - Model Code of Conduct as requested by the Department of Local Government.

## **ITEM 15 QUESTIONS FOR NEXT ORDINARY MEETING**

Councillor Simpson

1. Can staff assess the statistical content of the Richmond Valley Council economic brief document and report the findings to the next Council meeting.
2. Is there any intention to revisit the Kyogle Council promotional booklet and would it be in the best interest of the community and business to separate the information contained therein into two booklets?

Councillor Creedy

1. Why weren't Councillors and the public made aware that the Kyogle LEP 2012 had been made law until after the event?
2. I spoke to Derryn Nix on 25/2/13, he told me that the plans for the bridge over Collins Creek on Collins Valley Road would be completed by the end of February and would be put out for tender a short time after that. As of last week, those plans were still not in the hands of the Council – what is happening?
3. The Mayor, staff and concerned residents held a meeting on Thursday, 28<sup>th</sup> February in the Council Chambers – incidentally, a meeting that the Mayor prevented me from attending – to discuss these resident's concerns about protestors and their behaviour at Doubtful Creek.

Could the Mayor please give Councillors a report about this meeting and what has been put in place since the meeting to protect the interests of the concerned landholders?

Councillor Robert Dwyer



1. What does Council propose to do to overcome the safety issues in relation to Campbell's Bridge?

**ITEM 16 CONFIDENTIAL BUSINESS PAPER**

**16.01 MOVED INTO CLOSED MEETING**

**Item 16.1 Tender for Supply of 6 x 4 Road Pavement Patching Truck:  
Tender No. 2012/13-002**

**Item 16.2 Contractual Conditions of Senior Staff**

These items are classified **CONFIDENTIAL** under Section 10A(2)(a), (d) and (g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (a) Personnel matters concerning particular individuals
- (d) commercial information of a confidential nature

It is not in the public interest and would be contrary to privacy provisions to reveal these details.

Pursuant to Section 10A(4), the public were invited to make representations to the council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

**110313/22 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Chris Simpson.

1. That Council resolve to move into closed council to consider business identified, together with any late reports tabled at the meeting.
2. That pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
3. That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.

**CARRIED**

FOR VOTE – Unanimous vote

Council closed its meeting at 7.07 pm. The public and media left the Chamber.

The Plant & Depots Coordinator joined the meeting at 7.09 pm.

## **16.02 OPEN COUNCIL RESUMES**

### **110313/23 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Danielle Mulholland.

That Council move out of closed Council and into open Council.

Open Council resumed at 8.00 p.m.

**CARRIED**

FOR VOTE – Unanimous vote

The Mayor reported the following recommendations made in closed meeting.

### **16.1 TENDER FOR SUPPLY OF 6 X 4 ROAD PAVEMENT PATCHING TRUCK: TENDER NO. 2012/13-002**

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That the report Tender for Supply of 6 x 4 Road Pavement Patching Truck: Tender No. 2012/13-002 be received & noted.

**CARRIED**

FOR VOTE - Unanimous vote

That the tender from Paveline International Pty Ltd for a Paveline Autopatch Body fitted to a DAF FAT CF75 Cab Chassis at a cost to Council of \$380,338.36 (GST Exclusive) be accepted.

**CARRIED**

FOR VOTE - Unanimous vote

The meeting adjourned for a meal break at 7.15 pm.

The meeting resumed at 7.35 pm.

All staff left the meeting during this item.

### **16.2 CONTRACTUAL CONDITIONS OF SENIOR STAFF**

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That the report Contractual Conditions of Senior Staff be received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

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That Council hold an Extraordinary meeting on 25 March, 2013 at 1.30pm to discuss contractual conditions of senior staff.

**CARRIED**

FOR VOTE - Unanimous vote

**MEETING CLOSURE**

There being no further business the Mayor declared the meeting closed at 8.00 p.m.

Signature of Chairperson.....