

## **Kyogle Council**

**Confirmed Minutes of the Ordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Monday 12 November 2012.**

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

Mr Geoff Dwyer from Thomas Noble Russell attended the meeting and provided a presentation to Council during Item 12.1 – Presentation from Auditors 2011/12 Financial Statement.

### **MEETING COMMENCEMENT**

The Mayor declared the meeting open at 5.00 p.m.

#### **ITEM 1      APOLOGIES**

Nil

#### **ITEM 2      OPENING PRAYER**

The Mayor read the opening prayer.

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

- Item 9.6 – Notice of Motion – Clr Robert Dwyer – RDA Funding Kyogle Memorial Institute EIO
- Item 9.7 – Notice of Motion – Clr Robert Dwyer – Submission RDA for Kyogle Memorial Institute.

Reason for Declaration – RDA Board Member

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 September 2012 – 30 September 2012 - 2012/55

Reason for Declaration –Secretary Showground Trust

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

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 September 2012 – 30 September 2012 - 2012/55

Reason for Declaration – Treasurer of the Showground Trust

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

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 September 2012 – 30 September 2012 - 2012/29

Reason for Declaration – undertakes contract work for proponent

Cr. Chris Simpson declared a non-pecuniary and non-substantial interest in the following item/s:

- Item 13B.1 Development Applications Received, Determined and Outstanding for the period 1 September 2012 – 30 September 2012 DA 2012/39

Reason for Declaration – Neighbour of applicant

#### **ITEM 5      QUESTION TIME**

- Mrs Elva Jones addressed Council in relation to;  
A community grant of \$3,000, to provide steps to assist the less able bodied to gain access to Kyogle Swimming Pool. Referred to Council's minutes of 22 October and the question asked by Councillor Chris Simpson "Could information be provided in the near future on the options available to implement safety steps at the Kyogle Swimming Pool". Requested Council to act quickly, before the grant expires.

The General Manager advised the matter would be further investigated prior to the closing of the funding on 12 December 2012.

- Mrs Anne Reardon addressed Council in relation to;  
Why there was a "out of town" health inspector appointed to carry out inspections at the Kyogle Markets on Saturday rather than a Council staff member, and what cost did this incur?

The Acting Director of Planning & Environmental Services advised due to current workloads Council employed an officer from Lismore Council to carry out food inspections.

The General Manager also advised the Planning & Environmental Department is currently under staffed with one full-time position being vacant.

**ITEM 6 PUBLIC ACCESS**

Nil.

**ITEM 7 CONFIRMATION OF MINUTES**

**7.1 CONFIRMATION OF ORDINARY MINUTES OCTOBER 2012**

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**121112/ 1 RESOLVED**

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

That the Minutes of the Ordinary Meeting held on 22 October 2012, as amended were adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**7.2 CONFIRMATION EXTRAORDINARY MINUTES OCTOBER 2012**

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**121112/ 2 RESOLVED**

Moved by Councillor Robert Dwyer, seconded by Councillor Janet Wilson.

That the Minutes of the Extraordinary Meeting held on 30 October 2012, were adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 8      MAYORAL MINUTE**

Nil.

**ITEM 9      NOTICES OF MOTION**

**9.1 NOTICE OF MOTION; CLR DANIELLE MULHOLLAND - TOUR OF QLD GAS FIELDS**

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**121112/ 3    RESOLVED**

Moved by Councillor Danielle Mulholland seconded by Councillor Janet Wilson.

That Kyogle Council nominates and sends representatives to the proposed combined Council's tour of the Queensland Gas Fields.

**CARRIED**

FOR VOTE - Unanimous vote

**9.2 NOTICE OF MOTION; CLR DANIELLE MULHOLLAND - REVIEW AND UPDATE COUNCILS WEBSITE**

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**121112/ 4    RESOLVED**

Moved by Councillor Danielle Mulholland seconded by Councillor Janet Wilson.

That Council obtain a proposal from Website Designer Angus Halliday to review and update Kyogle Council's website to be more customer focused and beneficial to Council and the community.

**CARRIED**

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

AGAINST VOTE - Maggie Creedy

### **9.3 NOTICE OF MOTION; CLR DANIELLE MULHOLLAND - COMMUNITY ENGAGEMENT**

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#### **121112/ 5 RESOLVED**

Moved by Councillor Danielle Mulholland seconded by Councillor Janet Wilson.

1. That Council pro-actively engages relevant industries, community groups or other identified stakeholders on any policy publicly available for comment.

**CARRIED**

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

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

#### **121112/ 6 RESOLVED**

Moved by Councillor Ross Brown, seconded by Councillor Janet Wilson.

2. That the identification of those groups mentioned within the above recommendation be identified by Councillors with advice from Council staff when the policy is recommended to be placed on public display.

**CARRIED**

FOR VOTE - Chris Simpson, Ross Brown, Janet Wilson, Bob Dwyer, John Burley, Lindsay Passfield, Danielle Mulholland

AGAINST VOTE - Maggie Creedy, Michael Reardon

### **9.4 NOTICE OF MOTION; CLR CHRIS SIMPSON - RECORDING OF COUNCIL MEETINGS**

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A motion was moved by Councillor Chris Simpson, seconded by Councillor Maggie Creedy.

That Kyogle Council investigate and purchase equipment to audio record all Council meetings.

An amendment was moved by Councillor Danielle Mulholland, seconded Councillor Lindsay Passfield.

1. That Council investigate the pros and cons of recording meetings.
2. Investigate the cost of purchasing equipment that is compatible with hearing aid equipment and a report be presented to Council's Ordinary December meeting.

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

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

The amendment became the motion.

**121112/7 RESOLVED**

Moved by Councillor Danielle Mulholland seconded by Councillor Lindsay Passfield.

1. That Council investigate the pros and cons of recording meetings.
2. Investigate the cost of purchasing equipment that is compatible with hearing aid equipment and a report be presented to Council's Ordinary December meeting.

**CARRIED**

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

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

**9.5 NOTICE OF MOTION; CLR CHRIS SIMPSON - LETTER OF APPRECIATION TO HON BRAD HAZZARD**

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A motion was moved by Councillor Chris Simpson, seconded by Councillor Michael Reardon.

That Kyogle Council write a letter to the Hon Brad Hazzard, Minister for Planning and Infrastructure, thanking him for removing the restrictive and devaluing E2, E3 and green overlays from the Northern Rivers Local Environmental Plan.

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

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

The motion was put to the vote and was LOST.

## **9.6 NOTICE OF MOTION; CLR ROBERT DWYER - RDA FUNDING KYOGLE MEMORIAL INSTITUTE, EXPRESSION OF INTEREST**

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Having declared an interest in Item 9.6 Councillor Janet Wilson left the meeting at 5.50 p.m.

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

That Council lodge an Expression of Interest for funding through the recently released Regional Development Australia Fund – Round 3. This funding if approved to be allocated to the following projects:-

1. For the refurbishment/development of the upstairs area of the Kyogle Memorial Institute (KMI).
2. The installation of a lift to upstairs area of the KMI.
3. The re-installation of the main foyer/entrance to the KMI.

An amendment was moved by Councillor Ross Brown, seconded Councillor Lindsay Passfield

That Council provides a report outlining funding requirements for;

1. For the refurbishment/development of the upstairs area of the Kyogle Memorial Institute (KMI).
2. The installation of a lift to upstairs area of the KMI.
3. The re-installation of the main foyer/entrance to the KMI.

and the manner in which this can be addressed by an application to RDA Funding.

The amendment was put to the vote and was carried.

FOR VOTE - Ross Brown, John Burley, Lindsay Passfield, Danielle Mulholland, Mayor's Casting Vote.

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

ABSENT. DID NOT VOTE - Janet Wilson

The amendment became the motion.

The motion was put to the vote and was CARRIED.

**121112/ 8 RESOLVED**

Moved by Councillor Ross Brown, seconded by Councillor Lindsay Passfield.

That Council provides a report outlining funding requirements for;

1. For the refurbishment/development of the upstairs area of the Kyogle Memorial Institute (KMI).
2. The installation of a lift to upstairs area of the KMI.
3. The re-installation of the main foyer/entrance to the KMI.

and the manner in which this can be addressed by an application to RDA Funding.

FOR VOTE - Ross Brown, John Burley, Lindsay Passfield, Danielle Mulholland, Mayor's casting vote.

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

ABSENT. DID NOT VOTE - Janet Wilson

#### **121112/ 9 RESOLVED**

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

4. That Council staff provide a further report that outlines any shovel ready projects which we may have on our books that could fit within the requirements for the RDA Funding application.

**CARRIED**

FOR VOTE - Chris Simpson, Ross Brown, John Burley, Lindsay Passfield, Danielle Mulholland

AGAINST VOTE - Maggie Creedy, Bob Dwyer, Michael Reardon

ABSENT. DID NOT VOTE - Janet Wilson

#### **121112/ 10 RESOLVED**

Moved by Councillor Ross Brown, seconded by Councillor Lindsay Passfield.

5. That Council holds an Extraordinary meeting on Monday 26 November commencing at 5.00 pm to receive the reports on possible RDA Funding applications.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Janet Wilson

#### **9.7 NOTICE OF MOTION; CLR ROBERT DWYER, SUBMISSION TO REGIONAL DEVELOPMENT AUSTRALIA FOR THE KMI**

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Councillor Robert Dwyer withdrew the Notice of Motion.

Councillor Janet Wilson returned to the meeting at 6.12 p.m.

**ITEM 10 QUESTIONS WITH NOTICE FROM COUNCILLORS**

Nil.

**ITEM 11 DELEGATES REPORTS**

Nil.

**ITEM 12 INFORMATION PAPERS**

**12.1 PRESENTATION FROM AUDITORS 2011/2012 FINANCIAL STATEMENT**

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**121112/ 11 RESOLVED**

Moved by Councillor Lindsay Passfield, seconded by Councillor Maggie Creedy.

That the Presentation from Council's Auditors Thomas, Noble & Russell on the 2011/2012 Financial Reports was received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

**12.2 FINANCIAL REPORT OCTOBER 2012**

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**121112/ 12 RESOLVED**

Moved by Councillor Robert Dwyer, seconded by Councillor Janet Wilson.

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

**CARRIED**

FOR VOTE - Unanimous vote

### **12.3 CHRISTMAS/NEW YEAR CLOSE DOWN**

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#### **121112/ 13 RESOLVED**

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

That the Christmas/New Year Close Down report was received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

### **12.4 COUNCIL RESOLUTIONS REQUIRING ACTION**

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#### **121112/ 14 RESOLVED**

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

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

**CARRIED**

FOR VOTE - Unanimous vote

### **12.5 QUESTIONS FROM PREVIOUS COUNCIL MEETING**

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#### **121112/ 15 RESOLVED**

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

That the Questions from the Previous Council Meeting report was received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

Note: Councillor Maggie Creedy requested the following be recorded in response to an answer to a question asked about the Far North Coast Weeds appointment;

I would like it to be recorded in the minutes that I was disappointed because I thought at our very first council meeting we were misled about this matter. Unfortunately, as this report clearly states, the Far North Coast Weeds delegate position is not a Mayoral appointment and we were misled.

All new Councillors need to be able to look to the experienced Councillors to help us and guide us as we settle into our new Council roles and we need to be able to rely on their opinion and advice.

It comes down to the very important issue of trust. If we, as Councillors are to work together for the next four years we need to be able to trust each other and hopefully not have a similar problem in the future.

## **12.6 KOALA PLAN OF MANAGEMENT**

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### **121112/ 16 RESOLVED**

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

That the Koala Plan of Management report was received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

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

### **ITEM 13A TECHNICAL SERVICES REPORT**

### **13A.1 REQUEST FOR SELF HELP PROJECT**

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### **121112/ 17 RESOLVED**

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

That funding of \$70,000 from the 2012/13 Self Help budget be allocated to the sealing of 200m of Lillian Rock Road at the Rainbow Ridge School, subject to payment of \$35,000 towards the works from the School.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 13B PLANNING SERVICES REPORT**

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

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**121112/ 18 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, Lindsay Passfield and Chris Simpson 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 Lindsay Passfield 13B.1 Development Applications Received, Determined and Outstanding DA 2012/29
  - 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 October 2012 to 31 October 2012 was received and noted.

**CARRIED**

FOR VOTE - Unanimous vote

Having declared an interest in Item 13B.1 Councillors Janet Wilson, Robert Dwyer, Lindsay Passfield and Chris Simpson left the meeting at 6.57 p.m.

**121112/ 19 RESOLVED**

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

2. That the information contained in the report Development Applications Received, Determined and Outstanding for the period 1 October 2012 to 31 October 2012 only in relation to DA2012/55, DA2012/29 and 2012/39 In which Councillors Janet Wilson, Robert Dwyer, Lindsay Passfield and Chris Simpson Has left the meeting

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Chris Simpson, Janet Wilson, Bob Dwyer, Lindsay Passfield

Councillors Janet Wilson, Robert Dwyer, Lindsay Passfield and Chris Simpson returned to the meeting at 6.58 p.m.

**13B.2****PREPARATION OF A NEW DEVELOPMENT CONTROL PLAN**

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**121112/ 20 RESOLVED**

Moved by Councillor Janet Wilson, seconded by Councillor John Burley.

1. That the report on the need to develop a new Development Control Plan was received and noted.
2. That Council, pursuant to Section 74C(1) of the *Environmental Planning and Assessment Act 1979*, resolve to prepare a comprehensive development control plan for the Council area.

**CARRIED**

FOR VOTE - Unanimous vote

Councillor Lindsay Passfield and Councillor Chris Simpson called for a Division.

<b>For</b>	<b>Against</b>
Cr Ross Brown	
Cr Michael Reardon	
Cr Janet Wilson	
Cr Danielle Mulholland	
Cr Robert Dwyer	
Cr Lindsay Passfield	
Cr Maggie Creedy	
Cr Chris Simpson	
Cr John Burley	

**ITEM 13C ENVIRONMENT SERVICES REPORT**

**13C.1 STATE OF THE ENVIRONMENT REPORT 2012**

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**121112/ 21 RESOLVED**

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

That the State of the Environment Annual Supplementary Report 2012 was adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**Adjournment of meeting**

The meeting was adjourned at 7.05 pm for a meal break.

The meeting was resumed at 7.35 pm.

**ITEM 13D CORPORATE SERVICES REPORT**

**13D.1 PRESENTATION OF THE 2011/2012 FINANCIAL STATEMENTS**

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**121112/ 22 RESOLVED**

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

That in accordance with the Local Government Act 1993, the Audited Financial Reports for the year ended 30 June 2012, and the Independent Audit Reports were presented to the public.

**CARRIED**

FOR VOTE - Unanimous vote

**13D.2 2011/2012 ANNUAL REPORT**

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**121112/ 23 RESOLVED**

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

That the Kyogle Council Annual Report for the 2011/2012 reporting period was adopted.

**CARRIED**

FOR VOTE - Unanimous vote

**121112/ 24 RESOLVED**

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

1. That the September 2012, Quarterly Budget/Management Plan Review Statement was received and noted.
2. That Council approve the variation of estimates contained in the table below:

DETAILS	QUARTERLY ADJUST	
	INCOME	EXPENSES
Finance - Interest Income	54,897	
Finance - Financial Assistance Grant	(85,569)	
Technical Services - Regional Roads		80,500
Technical Services -Grant Income	(45,500)	
Technical Services - Capital Expenditure		(126,000)
Technical Services - Financial Assistance Grant	30,672	
Technical Services - Flood Damage Grant	65,297	
Technical Services - Flood Damage Expenditure		65,297
Technical Services - Road Survey and design		10,000
Technical Services - Bridges capital construction		50,000
Technical Services - Stormwater Income	68,000	
Technical Services - Stormwater Maintenance costs		85,000
Depot - Plant Purchases Jetpatcher		400,000
Totals	87,797	564,797
	Net Adjust	(477,000)

**CARRIED**

FOR VOTE - Unanimous vote

**121112/ 25 RESOLVED**

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

That a report be prepared to outline a potential partner for planning and developing appropriate aged care services for Woodenbong, Bonalbo and the Urbenville area.

**CARRIED**

FOR VOTE - Unanimous vote

## **13D.4 CODE OF CONDUCT COMMITTEE**

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### **121112/ 26 RESOLVED**

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

That subject to their acceptance, the following people be appointed as conduct reviewers under Council's Code of Conduct up to and including 31 December, 2014.

- Ms. Pat Anderson
- Mr. Dallas Franklin
- Mr. Peter Imeson
- Mr. Geoff McNamara
- Mr Gary Faulks
- Mr Collin Cooper

**CARRIED**

FOR VOTE - Unanimous vote

## **13D.5 INTERNAL AUDIT COMMITTEE**

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A motion was moved by Councillor Janet Wilson, seconded by Councillor John Burley.

1. That the report on the Internal Audit Committee was received and noted
2. That the membership of the Internal Audit Committee be two (2) Councillors (excluding the Mayor) and 3 independent members, at least one with financial expertise
3. That Ms Lynette Zito, Mr Andrew Stevens and Mr John Watkins be appointed to the Internal Audit Committee up to and including 31 December 2014 (subject to their acceptance)

An amendment was moved by Councillor Lindsay Passfield, seconded Councillor Danielle Mulholland

1. That the report on the Internal Audit Committee was received and noted
2. That the membership of the Internal Audit Committee be two (2) Councillors (excluding the Mayor) and 3 independent members, at least one with financial expertise
3. That Mr Andrew Stevens and Mr John Watkins be appointed to the Internal Audit Committee up to and including 31 December 2014 (subject to their acceptance)
4. That Council call for a public expression of interest for an additional independent member for the Internal Audit Committee

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



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

The motion was put to the vote and was CARRIED.

**121112/ 27 RESOLVED**

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

1. That the report on the Internal Audit Committee was received and noted
2. That the membership of the Internal Audit Committee be two (2) Councillors (excluding the Mayor) and 3 independent members, at least one with financial expertise
3. That Mr Andrew Stevens and Mr John Watkins be appointed to the Internal Audit Committee up to and including 31 December 2014 (subject to their acceptance)
4. That Council call for a public expression of interest for an additional independent member for the Internal Audit Committee

**CARRIED**

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

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

**ITEM 13E COMMUNITY SERVICES REPORT**

**13E.1 ESTABLISHMENT OF YOUTH COUNCIL**

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A motion was moved by Councillor Janet Wilson, seconded by Councillor Danielle Mulholland .

1. That Council support the establishment of a Youth Council for the Kyogle LGA.

An amendment was moved by Councillor Danielle Mulholland, seconded Councillor Lindsay Passfield

1. That Council support the creation of a Youth Council in principle.
2. That Kyogle LGA Community Cultural Committee and the proponents of the Youth Council concept further develop terms of reference and call for expressions of interest from the community.

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

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

The amendment was put to the vote and was CARRIED.

The amendment became the motion.

The motion was put to the vote and was CARRIED.

**121112/ 28 RESOLVED**

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

1. That Council support the creation of a Youth Council in principle.
2. That Kyogle LGA Community Cultural Committee and the proponents of the Youth Council concept further develop terms of reference and call for expressions of interest from the community.

**CARRIED**

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

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

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

**13F.1 POLICY ON THE PAYMENT OF EXPENSES AND PROVISION OF FACILITIES FOR COUNCILLORS**

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**121112/ 29 RESOLVED**

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

That Council adopts the attached policy on Payment of Expenses and Provision of Facilities Policy for Councillors.

**CARRIED**

FOR VOTE - Unanimous vote

**13F.2 CODE OF MEETING PRACTICE**

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**121112/ 30 RESOLVED**

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

Council defer further consideration of the Draft Code of Meeting Practice until the December Ordinary meeting.

**CARRIED**

FOR VOTE - Unanimous vote

**ITEM 14 URGENT BUSINESS WITHOUT NOTICE**

Nil.

**ITEM 15 QUESTIONS FOR NEXT ORDINARY MEETING**

Councillor Michael Reardon

- The SES at Tabulam would like to know a start date on the repining of the foundations on the western wall of the Council owned building occupied by the SES of Tabulam and Bush Fire Service.

Councillor Danielle Mulholland

- Drainage at Grevillia Hall needs attention as stumps are moving, is there any availability for financial assistance?

**ITEM 16 CONFIDENTIAL BUSINESS PAPER**

**16.01 MOVED INTO CLOSED MEETING**

**Item 16.1 – Tender for the Supply Motor Grader**

These items are classified CONFIDENTIAL under section 10A(2) (i) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following;

- (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.

**121112/ 31 RESOLVED**

Moved by Councillor Janet Wilson seconded by Councillor John Burley.

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 8.30 p.m. The public and media left the Chamber.

## **16.02 OPEN COUNCIL RESUMES**

### **121112/ 32 RESOLVED**

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

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

Open Council resumed at 8.32 p.m.

**CARRIED**

FOR VOTE - Unanimous vote

## **16.1 TENDER FOR SUPPLY OF MOTOR GRADER**

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1. That Council accept the tender from Hitachi Construction Equipment for the supply of a John Deere 770G Motor Grader at a cost to Council of \$352,500 (GST Exclusive)
2. That Council accept the tender for purchase from Hitachi Construction Machinery for the trade-in unit Caterpillar 140H Motor Grader for \$170,000.00 (GST Exclusive)

**MEETING CLOSURE**

There being no further business the Mayor declared the meeting closed at 8.35 p.m.

Signature of Chairperson.....

