DUNGOG SHIRE COUNCIL

Minutes of the Ordinary Meeting

18 October 2016
TABLE OF CONTENTS

REPORTS BY DEPARTMENT REQUIRING COUNCIL DECISION

EXECUTIVE MANAGER – CORPORATE SERVICES

1. Gresford District Agricultural Society Inc
2. Request for Financial Assistance for the Variety 2016 Special Children’s Christmas Party
3. Intention to Adopt a Policy for the Payment of Expenses and Provision of Facilities to the Mayor and Councillors

GENERAL MANAGER

1. Closed Council

REPORTS FROM COMMITTEES AND OUTSIDE ORGANISATIONS

1. Council’s Management Committee Meeting Minutes

REPORTS FOR INFORMATION ONLY

1. Development Applications – Delegated Authority
2. Litigation Report
3. Williams River Erosion Study
4. Works Progress Report
5. Statement of Investments
6. Works Cost Statement
7. Councillors Travelling & Other Expenses
8. Pecuniary Interest Return
10. NSW Office of Local Government Circulars

CONFIDENTIAL SECTION

EXECUTIVE MANAGER – INFRASTRUCTURE AND ASSETS


COMPLIMENTS

OFFICERS IN ATTENDANCE: C F Deasey, General Manager, S L Chandler, Executive Manager Corporate Services, S W Hitchens, Executive Manager Infrastructure & Assets, J Tupper, Manager Planning and P J Minett, Manager Environmental Services.

ACKNOWLEDGEMENT OF COUNTRY: Delivered by Cr Johnston.

APOLOGIES: Nil

LEAVE OF ABSENCE: Nil

DECLARATION OF INTERESTS: Nil

CONFIRMATION OF MINUTES:

RESOLVED on the motion of Cr Knudsen and seconded by Cr Bowden that the Minutes of the Ordinary Meeting of Council, held on Tuesday 20 September 2016 having been circulated amongst the members of the Council be confirmed.

MATTERS ARISING: Nil

The Prayer was delivered by Rev Robyn Lewis-Quinn.

The Ode was delivered by Cr Johnston.

A MOTION was moved by Cr Knudsen and seconded by Cr Norman that the Order of Council business be suspended to allow members of the public to address Council.

On being put the motion was carried.

The Order of Council business was suspended at 6.09 pm.

Mr B Farmer spoke on Information Only report No. 3 and the impact of the Riverbank Vulnerability Assessment and the Williams River Erosion Study.

A MOTION was moved by Cr Knudsen and seconded by Cr Booth that Council resume the Order of Council business.

On being put the motion was carried.

The Order of Council business resumed at 6.13 pm.
1. **GRESFORD DISTRICT AGRICULTURAL SOCIETY INC**
   EF08/3

Precis:
Request for financial assistance under Sec 356 of the Local Government Act 1993.

**RESOLVED** on the motion of Cr Bowden and seconded by Cr Booth that Council donate $250 to the Gresford District Agricultural Society Inc. for the 2017 Gresford Show.

*Minute No. 37260*

**AN AMENDMENT** was moved by Cr Wall and seconded by Cr Farrow that Council donate $500 to the Gresford District Agricultural Society Inc. for the 2017 Gresford Show.

On being put the amendment was carried and became the motion. On becoming the motion it was again carried.

Shaun Chandler

2. **REQUEST FOR FINANCIAL ASSISTANCE FOR THE VARIETY 2016 SPECIAL CHILDRENS CHRISTMAS PARTY**
   EF 08/3, 16/12027

Precis:
Request for financial assistance from Variety for the 2016 Special Children’s Christmas Party.

**RESOLVED** on the motion of Cr Wall and seconded by Cr McKenzie that Council donate $250 from the 2016/17 Section 356 Budget Allocation to the Variety Special Children’s Christmas Party 2016.

*Minute No. 37261*

Shaun Chandler

3. **INTENTION TO ADOPT A POLICY FOR THE PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS**
   EF08/307

Precis:
Reporting on the requirement for Council to review and adopt its policy on payment of expenses and the provision of facilities to mayors and councillors in accordance with annual reporting requirements.

**RESOLVED** on the motion of Cr Wall and seconded by Cr Bowden that Council give public notice of its intention to adopt the draft policy C1:11 and allow 28 days for public submission in accordance with Sect 253 of the Local Government Act 1993.

*Minute No. 37262*
GENERAL MANAGER

1. CLOSED COUNCIL

Précis:

Report referring matters to Closed Council.

**********

RESOLVED on the motion of Cr Knudsen and seconded by Cr Booth that:

1. Council resolve into Closed Council to consider business identified, together with any late reports tabled at the meeting.
2. 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 as confidential under the provisions of Sec 10A(2) as outlined above.
3. Correspondence and reports relevant to the subject business be withheld from access to the media and public as required by Sec 11(2) of the Local Government Act 1993.

REPORTS FROM COMMITTEES AND OUTSIDE ORGANISATIONS

1. COUNCIL'S MANAGEMENT COMMITTEE MEETING MINUTES

Précis:

Reporting on Minutes of Council Management Committee Meetings provided to Council.

**********

RESOLVED on the motion of Cr McKenzie and seconded by Cr Bale that the minutes of the Management Committee Meeting be received and noted.

REPORTS BY DEPARTMENT FOR INFORMATION ONLY

1. DEVELOPMENT APPLICATIONS - DELEGATED AUTHORITY EF08/228

Précis:

Development Consent has been granted to the following development applications under delegated authority for the month of September 2016.

*****

RESOLVED on the motion of Cr Knudsen and seconded by Cr Wall that the report be received and the information noted.
2. LITIGATION REPORT
EF08/227

Précis:
Reporting on Planning Legal Costs in relation to litigation and appeal matters.

******* Minute No. 37266
RESOLVED on the motion of Cr McKenzie and seconded by Cr Bowden that the report be received and the information noted.

3. WILLIAMS RIVER EROSION STUDY
EF14/63

Precis:
The purpose of this report is to inform Council of the release of the “Riverbank Vulnerability Assessment for the Seaham Weir Pool and Lower Williams River” (Williams River Erosion Study), its recommendations and the process for the preparation of a Draft Erosion Management Plan.

******* Minute No. 37267
RESOLVED on the motion of Cr Bowden and seconded by Cr Booth that the report be received and the information noted.

Manager Planning left the meeting at 6.38 pm.

4. WORKS PROGRESS REPORT
EF08/208

Précis:
Reporting on construction and maintenance works undertaken in September 2016

******* Minute No. 37268
RESOLVED on the motion of Cr Wall and seconded by Cr Bowden that the report be received and the information noted.
5. STATEMENT OF INVESTMENTS  
EF08/220

Précis:
Clause 212 of Local Government (General) Regulation 2005 requires a monthly report to Council outlining all money’s Council has invested under Section 625 of the Local Government Act.

**********  
Minute No. 37269

RESOLVED on the motion of Cr Wall and seconded by Cr Bowden that the report be received and the information noted.

Cheryl Hyde

6. WORKS COST STATEMENT  
EF08/221

Précis:
A selective summary of expenditures on capital works and maintenance expense areas within Council’s roads, bridges, cemeteries, toilets, parks and sports ground cost centres.

**********  
Minute No. 37270

RESOLVED on the motion of Cr Knudsen and seconded by Cr Bowden that the Works Cost Statement for the period ending 30 September 2016 be received and noted.

Shaun Chandler

7. COUNCILLORS TRAVELLING & OTHER EXPENSES  
EF08/222

Précis:
Report on Councillors travelling for Councillors information.

**********  
Minute No. 37271

RESOLVED on the motion of Cr Bowden and seconded by Cr Booth that the report be received and the information noted.

Craig Deasey

8. PECUNIARY INTEREST RETURNS  
EF08/525

Précis:
Reporting on the statutory requirement to table pecuniary interest declarations.

**********  
Minute No. 37272

RESOLVED on the motion of Cr Booth and seconded by Cr McKenzie that:

1. The report be received and noted.
2. The General Manager tabled the Pecuniary Interests Register.
9. **LOCAL GOVERNMENT AMENDMENT (GOVERNANCE & PLANNING) ACT 2016**
EF16/48

**Precis:**

Reporting on the amendments to the Local Government Act (NSW) 1993.

********

**RESOLVED** on the motion of Cr Wall and seconded by Cr Booth that the General Managers report be received and the information noted

---

10. **NSW OFFICE OF LOCAL GOVERNMENT CIRCULARS**
EF08/142

**Précis:**

Providing a summary of circulars that have been released by the Office of Local Government.

********

**RESOLVED** on the motion of Cr Farrow and seconded by Cr Knudsen that the report be received and the information noted.

---

**BUSINESS OF AN URGENT NATURE**

Nil.

---

**CLOSED COUNCIL**

**RESOLVED** on the motion of Cr Knudsen and seconded by Cr Norman that:

1. Council resolve into closed council to consider business identified, together with any late reports tabled at the meeting.
2. 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) of the Local Government Act 1993.
3. 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.

Council closed its meeting at 6.50 pm. The public and media left the Chambers.

**RESOLVED** on the motion of Cr Knudsen and seconded by Cr Norman that Council move out of Closed Council and into Open Council.

On being put the motion was carried.

Open Council resumed at 6.55 pm.

The following resolutions of Council while the meeting was closed to the public were read to the meeting by the General Manager.
RESOLVED on the motion of Cr Farrow and seconded by Cr Booth that Council:

1. Does not accept any of the tender submissions and enter negotiations with Bridgebuild and Civil Pty Ltd, to alter the proposed design, with the intention of issuing a contract for the Design and Construction of Better Boating Infrastructure at Clarence Town as detailed in Tender 09/2016.

2. Upon completion of successful negotiations, the General Manager has delegation to award the contract for this tender;

3. Notify all unsuccessful Tenderers of Council’s decision;

4. Displays, in a conspicuous place that is accessible to members of the public, a notice displaying that “none of the tenders have been accepted, with negotiations to be undertaken with Bridgebuild and Civil Pty Ltd”.

There being no further business the meeting terminated at 6.58 pm.

Confirmed

Date