



TWEED
SHIRE COUNCIL

Mayor: Cr K Milne

Councillors: P Allsop
R Byrnes
C Cherry (Deputy Mayor)
R Cooper
J Owen
W Polglase

Minutes

Ordinary Council Meeting Thursday 16 February 2017

held at **Council Chambers, Murwillumbah Civic & Cultural Centre,**
Tumbulgum Road, Murwillumbah commencing at 5.00pm

Principles for Local Government

The object of the principles for Tweed Shire Council, as set out in Section 8 of the Local Government Amendment (Governance and Planning) Bill 2016, is to provide guidance to enable council to carry out its functions in a way that facilitates a local community that is strong, healthy and prosperous.

Guiding Principles for Tweed Shire Council

(1) Exercise of functions generally

The following general principles apply to the exercise of functions by Tweed Shire Council:

- (a) Provide strong and effective representation, leadership, planning and decision-making.
- (b) Carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Work with others to secure appropriate services for local community needs.
- (h) Act fairly, ethically and without bias in the interests of the local community.
- (i) Be responsible employers and provide a consultative and supportive working environment for staff.

(2) Decision-making

The following principles apply to decision-making by Tweed Shire Council (subject to any other applicable law):

- (a) Recognise diverse local community needs and interests.
- (b) Consider social justice principles.
- (c) Consider the long term and cumulative effects of actions on future generations.
- (d) Consider the principles of ecologically sustainable development.
- (e) Decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

(3) Community participation

Council should actively engage with the local community, through the use of the integrated planning and reporting framework and other measures.

The Meeting commenced at 5.00pm.

IN ATTENDANCE

Cr Katie Milne (Mayor), Cr Chris Cherry (Deputy Mayor), Cr Pryce Allsop, Cr Reece Byrnes, Cr Ron Cooper, Cr James Owen and Cr Warren Polglase

Also present were Mr Troy Green (General Manager), Ms Liz Collyer (Director Corporate Services), Mr David Oxenham (Director Engineering), Mr Vince Connell (Director Planning and Regulation), Ms Tracey Stinson (Director Community and Natural Resources), Mr Shane Davidson (Executive Officer), Mr Andrew Illingworth (Unit Coordinator - Holiday Parks), Mr Neil Baldwin (Manager Corporate Governance) and Mrs Maree Morgan (Minutes Secretary).

ABORIGINAL STATEMENT

The Mayor acknowledged the Bundjalung Aboriginal Nation with the following statement:

"We wish to recognise the generations of the local Aboriginal people of the Bundjalung Nation who have lived in and derived their physical and spiritual needs from the forests, rivers, lakes and streams of this beautiful valley over many thousands of years as the traditional owners and custodians of these lands."

PRAYER

The meeting opened with a Prayer by Council's Chaplain, Pastor Robert (Bob) Spence from Conxions Church Inc. of Murwillumbah.

"Do not remember the former things, nor consider the things of old. Behold, I will do a new thing, now it shall spring forth; shall you not know it? I will even make a road in the wilderness and rivers in the desert (Isaiah 43: 18-19 NKJV).

Let's be reminded today that regardless of what may have happened in our past, God has a plan and purpose for our lives as leaders - and it lies in our future. Even if the path before us appears to be dry, barren, and filled with obstacles. God will make a way for you to fulfil His call on your life.

Forget about the past. A baby would never walk if it just identified with it's past. Don't limit God, our past doesn't have anything to do with what God has in store for us today and in the future.

Prayer

Heavenly Father we thank you today for this opportunity to serve this community. Guide every councillor with wisdom that you may be glorified in all their decisions ... Bless each one in their endeavours. We ask it all in Jesus Name. Amen."

CONFIRMATION OF MINUTES

1 [CONMIN-CM] Confirmation of Minutes of the Ordinary Council Meeting held Thursday 2 February 2017

25

Cr R Byrnes
Cr C Cherry

RESOLVED that:

1. The Minutes of the Ordinary and Confidential Council Meetings held Thursday 2 February 2017 be adopted as a true and accurate record of proceedings of that meeting.
2. ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (f) matters affecting the security of the council, councillors, council staff or council property.

The Motion was **Carried**

FOR VOTE - Unanimous

APOLOGIES

Nil.

DISCLOSURE OF INTEREST

Nil.

ITEMS TO BE MOVED FROM ORDINARY TO CONFIDENTIAL - CONFIDENTIAL TO ORDINARY

Nil.

SCHEDULE OF OUTSTANDING RESOLUTIONS

2 [SOR-CM] Schedule of Outstanding Resolutions

The Schedule of Outstanding Resolution was received and noted.

MAYORAL MINUTE

3 [MM-CM] Mayoral Minute for December 2016 - January 2017

26

Cr K Milne

RESOLVED that:

1. The Mayoral Minute for the months of December 2016 and January 2017 be received and noted.
2. The attendance of Councillors at nominated Conferences be authorised.
 - Cr R Cooper to attend Community and Stakeholder Engagement Training in Sydney on 27 March 2017.
 - Cr R Cooper to also attend with Cr K Milne, Cr C Cherry Cr J Owen the Australian Coastal Councils Conference at Redcliffe, Queensland on 3-5 May 2017.
 - Cr W Polglase, Cr J Owen and Cr K Milne to attend the National General Assembly in Canberra, ACT on 18-21 June 2017.

The Motion was **Carried**

FOR VOTE - Unanimous

RECEIPT OF PETITIONS

4 [ROP-CM] Receipt of Petitions

27

Cr C Cherry
Cr P Allsop

RESOLVED that the following tabled Petition(s) be received and noted:

- Petition dated 13 January 2017 containing 90 signatories "in Regard to Unlawful Behaviour Occurring on/in the Vicinity of the Bridge on Island Drive Tweed Heads" as follows:

"The following signatories would like to petition Tweed Shire Council to take appropriate action against those persons committing acts of unlawful behaviour on and in the vicinity of the bridge on Island Drive Tweed Heads.

These unlawful acts include:

*Diving from the railings of the bridge causing danger to themselves and others.
Use of explicit/ offensive language to nearby residents.
Obstructing bridge traffic by running in front of cars.
Urinating in public in front of nearby residents.*

Currently, signage at the bridge gives a risk warning and states "diving DANGEROUS and PROHIBITED to do so at your own risk". Another sign states "Danger - No jumping from any part of the bridge - Max Penalty 30 Penalty Units".

Please find enclosed photos relating to the issues that we are drawing to the attention of council.

We, the undersigned would like to petition Tweed Shire Council to:

- 1) Change the signage at the bridge to effectively read "It is illegal to jump from the bridge and penalties do apply to the extent of \$..... for offenders."*
- 2) Erect mesh barricades on top of the exiting timber rails to prevent people climbing on and/or jumping from the top of the railings.*
- 3) Council Rangers and Police to have regular patrols and to ENFORCE the law."*

- Petition received on 1 February 2017 containing 352 signatories advising as follows:

"We the undersigned members of the community hereby request the construction of a roundabout on the intersection of Wommin Bay Road and Sand Street, Kingscliff."

- Petition received on 14 February 2017 containing 13 signatories advising as follows:

"We the undersigned residents. On this petition would like to draw to your attention. The very poor condition that Herb Lane is in with regard to the bitumen in this lane way. There are more than 14 residence vehicles alone that use & have access to their homes. From Glenys St & Hillcrest Av. Then there are your own council vehicles, that come to do work on the water tower & pump house. Then we now have parents dropping their children to a family day care service which is also located in, Herb Lane. As you can see this lane way is very well used. An is again in sic of a new hard road base & a thick bitumen covering, ASAP." (sic)

The Motion was **Carried**

FOR VOTE - Unanimous

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE GENERAL MANAGER

5 [GM-CM] High Consumption Charges

28

Cr W Polglase

Cr J Owen

RESOLVED that:

1. The option of the High Consumption Charges to be applied in lieu of s64 Developer Charges be made available to all commercial and industrial development after the subdivision of land.
2. The relevant changes to the Revenue Policy and Business Investment Policy be advertised as part of the Integrated Planning and Reporting process for implementation from 1 July 2017.

The Motion was **Carried**

FOR VOTE - Unanimous

6 [GM-CM] NOROC Representative to North Coast Local Land Services Community Advisory Board

29

Cr K Milne

Cr C Cherry

RESOLVED that:

1. The nomination of Cr K Milne as Council's representative as the Northern Rivers Regional Organisation of Councils (NOROC) representative to the North Coast Local Land Services Community Advisory Group be endorsed.
2. Advice of this nomination be provided to NOROC for their consideration at their next meeting.

The Motion was **Carried**

FOR VOTE - Unanimous

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

7 [PR-CM] Adapting to Climate Change A-0070 - Developing and Trialling a Northern Rivers Emerging Response Plan (EVRP)

30

**Cr W Polglase
Cr C Cherry**

RESOLVED that Council notes the success of the Building Resilience to Climate Change grant of \$58,400 (excluding GST), from Local Government NSW for the project “*Developing and Trialling a Northern Rivers Emerging Vector Response Plan (EVRP)*” and notes the corresponding expenditure within the next Quarterly Budget Review.

The Motion was **Carried**

FOR VOTE - Unanimous

8 [PR-CM] Development Application DA15/0201 - 17 Lot Community Title Subdivision - Including 16 Residential Lots and 1 Balance Lot which is to become Association Property at Lot 156 DP 628026 No. 40 Creek Street, Hastings Point

31

**Cr C Cherry
Cr K Milne**

RESOLVED that Council, in respect of Development Application DA15/0201 - 17 Lot Community Title Subdivision - Including 16 Residential Lots and 1 Balance Lot, which is to become association property at Lot 156 DP 628026 No. 40 Creek Street, Hastings Point:

1. Formally rejects the Clause 55 Amendment to DA15/0201 and, once formally lodged, processes the new Development Application for the subject site using both external consultants and internal staff as deemed appropriate by the Director of Planning and Regulation; and
2. Notes that a revised Planning Proposal has been reactivated for the subject site through the Department of Planning and Environment in accordance with Council's previously resolved position.
3. Notes that ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

The Motion was **Carried**

FOR VOTE - Unanimous

REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES

9 **[CNR-CM] Submission to State Environmental Planning Policy (Coastal Management) 2016**

32

Cr J Owen

Cr R Cooper

RESOLVED that Council receives and notes the technical submission on the public consultation draft of State Environmental Planning Policy (Coastal Management) 2016.

The Motion was **Carried**

FOR VOTE - Unanimous

10 **[CNR-CM] Australia New Zealand Biochar Conference 2017**

33

Cr K Milne

Cr J Owen

RESOLVED that Council provides:

1. Sponsorship to the value of \$2,786 for the Australia New Zealand Biochar Conference 2017 from the Sustainable Agriculture Program budget.
2. Up to \$1,050 from the Sustainable Agriculture Program budget to subsidise conference attendance by local farmers.

The Motion was **Carried**

FOR VOTE - Unanimous

11 **[CNR-CM] Les Burger Field Upgrade**

34

Cr K Milne

Cr C Cherry

RESOLVED that Council:

1. Notes this update regarding Les Burger Field informal youth recreation space upgrade.
2. Places the design on public exhibition for a period of 28 days with submissions to be received for a period of 42 days.
3. Endorses the deletion of the Community Safety Plan (part of Section 2.1.1) from the Delivery Program/Operational Plan component of Council's Integrated Planning and Reporting framework.
4. Gives consideration of the inclusion of:
 - a tennis/handball/rebound wall;
 - additional shade trees; and
 - more natural materials for structures that are still robust and serviceable.

The Motion was **Carried**

FOR VOTE - Unanimous

12 [CNR-CM] Canvas and Kettle Meeting Room Fees

35

**Cr K Milne
Cr C Cherry**

RESOLVED that this item be deferred for consideration at the Council Meeting on 16 March 2017.

The Motion was **Carried**

FOR VOTE - Cr R Byrnes, Cr C Cherry, Cr R Cooper, Cr K Milne, Cr J Owen, Cr P Allsop

AGAINST VOTE - Cr W Polglase

13 [CNR-CM] Review of Waste Service Levels for the Provision of Public Place Litter Bins During Peak Holiday Periods

36

**Cr J Owen
Cr C Cherry**

RESOLVED that Council:

1. Installs additional permanent bin stations at key locations along the Tweed Coast using existing stock.
2. Redesigns or replaces bins identified in areas of highest demand with narrow openings causing blockage and spill over within existing budgets.
3. Provides an education program to encourage responsible waste management behaviour at an estimated cost of \$5,000.
4. Implements a trial of one compactor style bin with greater capacity in an identified problem area at an estimate cost of \$10,000.
5. Implements an increased level of service as a trial where the most frequently used bins in major parks (Tweed Heads, Kingscliff, Casuarina and Pottsville) are serviced twice daily during the Easter public holidays 2017 to be funded within existing budgets.
6. Implements an increased level of service as a trial where the most frequently used bins in major parks (Tweed Heads, Kingscliff, Casuarina and Pottsville) are serviced twice daily over the 2017/2018 Christmas to New Year week, 2018 Australia Day and Easter public holidays at an additional cost of \$10,690 currently not budgeted.
7. Officers submit a report to Council after Easter 2017 with the results of the initial trial and further recommendations if required for the implementation of the 2018 trial.

The Motion was **Carried**

FOR VOTE - Unanimous

REPORTS FROM THE DIRECTOR ENGINEERING

14 [E-CM] Review of Demand Management and Water Efficiency

37

**Cr K Milne
Cr J Owen**

RESOLVED that Council receives and notes the report prepared by Hydrosphere Consulting Pty Ltd regarding the efficacy of Council's Demand Management Strategy and Implementation Plan to date.

The Motion was **Carried**

FOR VOTE - Unanimous

15 [E-CM] Engagement of Consultant for Concept Design of the Raising of Clarrie Hall Dam

38

**Cr K Milne
Cr W Polglase**

RESOLVED that:

1. Council accepts the proposal, Clarrie Hall Dam Raising Concept Design, from NSW Public Works Advisory in the amount of \$745,196 including GST.
2. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

The Motion was **Carried**

FOR VOTE - Unanimous

16 [E-CM] Alteration of Locality Boundary between Banora Point and Terranora

39

**Cr P Allsop
Cr R Cooper**

RESOLVED that Council makes application to the Geographical Names Board of New South Wales to amend the locality boundary between Banora Point and Terranora as contained in the body of this report.

The Motion was **Carried**

FOR VOTE - Unanimous

PROCEDURAL MOTIONS

40

**Cr W Polglase
Cr J Owen**

RESOLVED that Items 17 to 19, be considered in block.

The Motion was **Carried**

FOR VOTE - Unanimous

41

**Cr W Polglase
Cr J Owen**

RESOLVED that Items 17 to 19 be moved in block.

The Motion was **Carried**

FOR VOTE - Unanimous

17 [E-CM] RFO2016144 Supply of 1 x Medium Commercial Truck Cab Chassis and Build and Supply of Service Body and Crane

42

**Cr W Polglase
Cr J Owen**

RESOLVED that, in respect to Contract RFO2016144:

1. Council declines to accept the offer for separable portion A of the contract for Supply of One (1) Medium Commercial Truck Cab Chassis as the Cab Chassis offered is from a model range that has previously been assessed through a risk management approach and consultation with operators and management as being unsuitable for Council operations and informs bidders accordingly.
2. Council declines to accept any of the offers for separable portion B of the contract for Build and Supply of the Service Body and Crane due to the non-acceptance of separable portion A and informs bidders accordingly.
3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret.

The Motion was **Carried**

FOR VOTE - Unanimous

18 [E-CM] RFO2016138 Supply of 1 x Medium Commercial Truck Cab Chassis and Build and Supply of Service Body and Crane

43

**Cr W Polglase
Cr J Owen**

RESOLVED that in respect to Contract RFO2016138:

1. Council awards the contract for Supply of One (1) Medium Commercial Truck Cab Chassis to Gold Coast Isuzu (ABN 47010210723, ACN 010210723) for the amount of \$51,409.09 (exclusive of GST).
2. Council awards the contract for Build and Supply of the Service Body and Crane to Vince McNamara Engineering (ABN 58103518878, ACN 103518878) for the amount of \$42,681 (Exclusive of GST)
3. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council six monthly and at finalisation of the contract.
4. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret.

The Motion was **Carried**

FOR VOTE - Unanimous

19 [E-CM] RFO2016148 Supply of 1 x Medium Commercial Truck Cab Chassis and Build and Supply of Service Body and Crane

44

**Cr W Polglase
Cr J Owen**

RESOLVED that, in respect to Contract RFO2016148:

1. Council awards the contract for Supply of One (1) Medium Commercial Truck Cab Chassis to Gold Coast Isuzu (ABN 72001859454, ACN 001859454) for the amount of \$58,329.47 (Exclusive of GST).
2. Council awards the contract for Build and Supply of the Service Body and Crane to Vince McNamara Engineering (ABN 58103518878, ACN 103518878) for the amount of \$42,681.81 (Exclusive of GST).
3. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council six monthly and at finalisation of the contract.
4. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret.

The Motion was **Carried**

FOR VOTE - Unanimous

20 [E-CM] RFO2016203 Supply and Servicing of UV Disinfection Lamps and Equipment

45

**Cr W Polglase
Cr P Allsop**

RESOLVED that in respect to Contract RFO2016203 Supply and Servicing of UV Disinfection Lamps and Equipment:

1. Council awards the contract to Xylem Water Solutions Australia Limited (ABN 28 000 832 922) for a period of two years, noting that the estimated contract value for these services over the contract period is \$178,000 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at the finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret.

The Motion was **Carried**

FOR VOTE - Unanimous

REPORTS FROM THE DIRECTOR CORPORATE SERVICES

21 [CS-CM] Council and Planning Committee Meetings Schedule for 2017

46

Cr J Owen
Cr W Polglase

RESOLVED that the Planning Committee and Council Meetings (incorporating Community Access sessions) for the remainder 2017 be conducted as per the following schedule:

Meetings for 2017			
Planning Committee 1 st Thursday		Council 3 rd Thursday	
	Venue		Venue
6 April 2017	Murwillumbah	20 April 2017	Murwillumbah
11 May 2017 ^	Tweed Heads	18 May 2017	Tweed Heads
1 June 2017	Murwillumbah	15 June 2017	Murwillumbah
6 July 2017	Tweed Heads	20 July 2017	Tweed Heads
3 August 2017	Murwillumbah	17 August 2017	Murwillumbah
7 September 2017	Tweed Heads	21 September 2017	Tweed Heads
5 October 2017	Murwillumbah	26 October 2017 **	Murwillumbah
2 November 2017	Tweed Heads	16 November 2017	Tweed Heads
7 December 2017	Murwillumbah	14 December 2017 #	Murwillumbah

NOTE: ^ 11 May 2017 - Date changed due to attendance by Councillors at the Australian Coastal Councils Conference.
 ** 26 October 2017 to allow for consideration of the Annual Financial Statements
 # 14 December 2017 given proximity to Christmas

The Motion was **Carried**

FOR VOTE - Unanimous

22 [CS-CM] Six Monthly Progress Report as at 31 December 2016

47

Cr J Owen
Cr P Allsop

RESOLVED that Council receives and notes the Operational Plan 2016/2017 Six Monthly Progress Report as at 31 December, 2016.

The Motion was **Carried**

FOR VOTE - Unanimous

23 [CS-CM] Quarterly Budget Review - December 2016

48

Cr J Owen
Cr P Allsop

RESOLVED that the:

1. Quarterly Budget Review Statement as at 31 December 2016 be adopted.
2. Expenditure and income, as summarised below and detailed within the report, be voted and adjusted in accordance with the revised total expenditure and income for the year ending 30 June 2017.

Description	Change to Vote	
	Deficit	Surplus
General Fund		
<u>Expenses</u>		
Employee costs	33,000	0
Materials & Contracts	563,593	0
Interest	0	0
Other Operating costs	0	18,980
Capital	1,368,391	0
Loan Repayments	0	0
Transfers to Reserves	0	0
	1,964,984	18,980
<u>Income</u>		
Rates and Annual Charges	0	0
Interest revenue	0	0
Operating Grants & Contributions	0	706,468
Capital Grants & Contributions	0	1,290,000
User Charges & Fees	0	29,602
Other Operating Revenue	0	30,000
Loan Funds	0	0
Recoupments	228,066	0

Description	Change to Vote	
	Deficit	Surplus
Transfers from Reserves	0	118,000
Asset Sales	0	0
	228,066	2,174,070
Net Surplus/(Deficit)		0
Sewer Fund		
<u>Expenses</u>		
Employee costs	0	0
Materials & Contracts	0	0
Interest	0	0
Other Operating costs	0	0
Capital	0	3,361,750
Loan Repayments	0	0
Transfers to Reserves	37,419	0
	37,419	3,361,750
<u>Income</u>		
	0	0
Rates and Annual Charges	0	0
Interest revenue	349,081	0
Operating Grants & Contributions	0	0
Capital Grants & Contributions	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	2,708,858	0
Transfers from Reserves	266,392	0
Asset Sales	0	0
	3,324,331	0
Net Surplus/(Deficit)		0
Water Fund		
<u>Expenses</u>		
Employee costs	0	0
Materials & Contracts	0	0
Interest	0	0
Other Operating costs	0	0
Capital	0	4,406,000
Loan Repayments	0	0
Transfers to Reserves	199,940	0
	199,940	4,406,000
<u>Income</u>		
Rates and Annual Charges	0	0
Interest revenue	218,082	0
Operating Grants & Contributions	0	0
Capital Grants & Contributions	0	0
User Charges & Fees	0	78,022
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	3,413,000	0
Transfers from Reserves	653,000	0
Asset Sales	0	0

Description	Change to Vote	
	Deficit	Surplus
	4,284,082	78,022
Net Surplus/(Deficit)		<u>0</u>

The Motion was **Carried**

FOR VOTE - Unanimous

24 [CS-CM] Legal Services Register for the Period 1 October to 31 December 2016

49

**Cr C Cherry
Cr K Milne**

RESOLVED that Council receives and notes the Legal Services Register Report for the Period 1 October to 31 December 2016.

The Motion was **Carried**

FOR VOTE - Unanimous

25 [CS-CM] Disclosure of Pecuniary Interest and Other Matters Returns by Councillors

50

**Cr C Cherry
Cr P Allsop**

RESOLVED that the Disclosure of Pecuniary Interest and Other Matters Returns for Councillors, for the period 4 November 2016 to 30 June 2017 as tabled be received and noted.

The Motion was **Carried**

FOR VOTE - Unanimous

26 [CS-CM] Monthly Investment and Section 94 Development Contribution Report for Period ending 31 December 2016

51

**Cr K Milne
Cr C Cherry**

RESOLVED that in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 31 December 2016 totalling \$269,273,171 be received and noted.

The Motion was **Carried**

FOR VOTE - Unanimous

27 [CS-CM] Monthly Investment and Section 94 Development Contribution Report for Period ending 31 January 2017

52

**Cr K Milne
Cr C Cherry**

RESOLVED that in accordance with Section 625 of the Local Government Act 1993 the monthly investment report as at period ending 31 January 2017 totalling \$266,532,127 be received and noted.

The Motion was **Carried**

FOR VOTE - Unanimous

ORDERS OF THE DAY

28 [NOM] Round Table Discussions

53

**Cr C Cherry
Cr R Cooper**

RESOLVED that Council defers this item for consideration at 16 March 2017 Council Meeting.

The Motion was **Carried**

FOR VOTE - Unanimous

QUESTIONS ON NOTICE

Nil.

DELEGATE REPORTS

Nil.

REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

Nil.

Cr W Polglase temporarily left the meeting at 06:31 PM.

CONFIDENTIAL COMMITTEE

EXCLUSION OF PRESS AND PUBLIC

54

Cr P Allsop
Cr C Cherry

RESOLVED that Council resolves itself into a Confidential Committee in accordance with Section 10A(2) of the Local Government Act 1993 (as amended) and that the press and public be excluded from the whole of the Committee Meeting, because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reasons of the confidential nature of the business to be transacted.

The Motion was **Carried**

FOR VOTE - Unanimous

ABSENT. DID NOT VOTE - Cr W Polglase

CONFIDENTIAL ITEMS FOR CONSIDERATION

The General Manager reported that the Confidential Committee had excluded the press and public from the whole of the Committee Meeting because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reason of the confidential nature of the business to be transacted, and made the following recommendations to Council:-

REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE

C1 [E-CM] Demand Management Community Reference Group

REASON FOR CONFIDENTIALITY:

This report contains information on members of the community who have applied for a position on a Council Committee and discussion on the merits of the nominees would be prejudicial if they occurred within the ordinary council meeting.

Local Government Act

This report is **CONFIDENTIAL** in accordance with Section 10A(2) 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 (other than councillors).

C 11

That Council defers the decision on the membership of the Demand Management Community Reference Group and:

1. Undertakes a project review and brings forward a report on how Council could undertake an improved level of engagement.
2. Considers the five community nominations in its future deliberations.

The Motion was **Carried**

FOR VOTE - Unanimous

ABSENT. DID NOT VOTE - Cr W Polglase

aC1 [E-CM] Clarrie Hall Dam - Land Acquisition - 28 Jacana Lane, Doon Doon

REASON FOR CONFIDENTIALITY:

This report discusses commercial negotiations and private financial arrangements, which should not be disclosed to the public in order to protect the privacy of the affected individuals.

Local Government Act

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

C 13

That Council:

1. Approves entering into a contract for the purchase of 28 Jacana Lane, Doon Doon comprised in Lot 2 in DP 716151 for the amount agreed and determined by valuation.
2. Executes all necessary documentation under the Common Seal of Council.
3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret.

The Motion was **Carried**

FOR VOTE - Unanimous

55

Cr P Allsop
Cr C Cherry

RESOLVED that the recommendations of the Confidential Committee be adopted.

The Motion was **Carried**

FOR VOTE - Unanimous

There being no further business the Meeting terminated at 6.37pm.



**Minutes of Meeting Confirmed by Council
at the Meeting held on
xxx**

Chairman

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