



ORDINARY MEETING OF COUNCIL

Held on

Wednesday, 25 May 2022

4pm

at

Guyra Council Chambers

PRESENT: Councillor Sam Coupland (Mayor), Councillor Todd Redwood (Deputy Mayor), Councillor Paul Gaddes, Councillor Jon Galletly, Councillor Susan McMichael, Councillor Steven Mephram, Councillor Debra O'Brien, Councillor Margaret O'Connor, Councillor Paul Packham, Councillor Dorothy Robinson and Councillor Bradley Widders.

IN ATTENDANCE: Mr James Roncon (General Manager), Mr Darren Schaefer (Acting Chief Officer Corporate and Strategy), Mr Daniel Boyce (Chief Officer Sustainable Development), Mr Sam Drake (Senior Property Specialist), Ms Jessica Bower (Executive Officer) and Ms Melissa Hault (Executive Officer).

MINUTES

Index

1.	CIVIC AFFIRMATION AND ACKNOWLEDGEMENT OF COUNTRY	
2.	STATEMENT IN RELATION TO LIVE STREAMING OF COUNCIL MEETINGS	
3.	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS	
4.	DISCLOSURES OF INTEREST	
5.	CONFIRMATION OF MINUTES	
5.1	Minutes of Previous Meeting held 28 April 2022	4
5.2	Minutes of Previous Extraordinary Meeting held 10 May 2022.....	5
6.	MAYORAL MINUTE	
7.	NOTICES OF MOTION	
7.1	Additional Water Information	5
7.2	Simpler Financial Information.....	5
8.	LEADERSHIP FOR THE REGION	
8.1	Mayor and Councillor Remuneration 2022-23	6
8.2	Council Actions Report January - May 2022	7
9.	GROWTH, PROSPERITY AND ECONOMIC DEVELOPMENT	
9.1	2021-2022 Third Quarter Budget Review	7
9.2	FOR INFORMATION: Cash and Investment Report 31 March 2022.....	8
9.3	FOR INFORMATION: Cash and Investment Report 30 April 2022	8
9.4	Planning Proposal for 48 Kurrawatha Avenue, Armidale	8
9.5	Public Exhibition of Proposed Lease to UNE of Road Reserve for the Purpose of Paid Parking	9
10.	ENVIRONMENT AND INFRASTRUCTURE	
10.1	Public Exhibition of Draft Compliance and Enforcement Policy	9
10.2	ICWM Strategy - Sewer Treatment Plant (STP) Options Assessment Report No. WSR - 19032	9
11.	OUR PEOPLE AND COMMUNITY	
11.1	Draft Disability Inclusion Action Plan 2022-2026.....	10
11.2	Adoption of the Community Grants and Sponsorship Policy (Post Public Exhibition)	10
12.	COMMITTEE REPORTS	
12.1	Traffic Advisory Committee - Minutes of the meeting held 3 May 2022	10
13.	MATTERS OF AN URGENT NATURE	
14.	QUESTIONS ON NOTICE	
14.1	Question on Notice - Cr Robinson.....	11

15. CLOSED SESSION

- 15.1 RFT A2022/13 - Wet Grader with LPS/UTS Hire Services Panel to Armidale Regional Council for Works on Waterfall Way MR76.....13
(General Manager's Note: The report considers a request for tender evaluation and recommendations and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).
- 15.2 Request for Tender - Plant Hire Services13
(General Manager's Note: The report considers commercial information and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).
- 15.3 Kempsey - Armidale Road Natural Disaster Recovery Project.....14
(General Manager's Note: The report seeks council approval to publicly tender for the reconstruction of Kempsey Road and is deemed confidential under Section 10A(2)(c) (d) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND as it deals with 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).
- 15.4 Dispersment of Sales Funds to Satisfy Vendor Conditions - Lot 1 Armidale Airside .14
(General Manager's Note: The report considers sale of lands at Armidale Airside Precinct and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).
- 15.5 Recommendation for Acquisition of the Old Armidale Court House via Property Portfolio Management.....14
(General Manager's Note: The report considers purchase of the old Armidale Court House and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).

1. CIVIC AFFIRMATION AND ACKNOWLEDGEMENT OF COUNTRY

Cr Redwood delivered the Civic Affirmation and Cr O'Connor delivered the Acknowledgement of Country.

2. STATEMENT IN RELATION TO LIVE STREAMING OF COUNCIL MEETINGS

The General Manager delivered the statement.

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS - NIL

4. DISCLOSURES OF INTEREST

Name	Item	Nature of Interest	Reason/Intended Action
Clr Widders	7.1	<input type="checkbox"/> Pecuniary <input type="checkbox"/> Non Pecuniary – Significant Conflict <input checked="" type="checkbox"/> Non Pecuniary – Non Significant Conflict	Reason: Water and Mother of Ducks Lagoon – Employment Role at National Parks and Wildlife Intended action: Remain in the Chamber
All Councillors	8.1	<input checked="" type="checkbox"/> Pecuniary <input type="checkbox"/> Non Pecuniary – Significant Conflict <input type="checkbox"/> Non Pecuniary – Non Significant Conflict	Reason: Voting on Councillor Remuneration Intended action: Remain in the Chamber

5. CONFIRMATION OF MINUTES

5.1 Minutes of Previous Meeting held 28 April 2022 Ref: AINT/2022/16783 (ARC16/0001-7)

RESOLVED

That the Minutes of the Ordinary Council meeting held on 28 April 2022 be taken as read and accepted as a true record of the Meeting.

Moved Cr McMichael **Seconded Cr Mepham**

The Motion on being put to the vote was CARRIED unanimously.

5.2 Minutes of Previous Extraordinary Meeting held 10 May 2022

Ref: AINT/2022/16784 (ARC16/0001-7)

100/22

RESOLVED

That the Minutes of the Extraordinary Council meeting held on 10 May 2022 be taken as read and accepted as a true record of the Meeting.

Moved Cr O'Connor Seconded Cr Gaddes

The Motion on being put to the vote was CARRIED unanimously.

6. MAYORAL MINUTE – NIL

7. NOTICES OF MOTION

7.1 Additional Water Information

Ref: AINT/2022/17884 (ARC16/0025-6)

101/22

RESOLVED

That Council forwards the questions and GM's answers to PWA for consideration as part of their report and the public consultation on the Integrated Water Cycle Management Strategy (IWCM).

Moved Cr Robinson Seconded Cr O'Brien

DIVISION The result being:-

FOR: Crs S Coupland, P Gaddes, S McMichael, D O'Brien, M O'Connor and D Robinson

AGAINST: Crs J Galletly, S Mephram, P Packham, T Redwood and B Widders

The Motion on being put to the vote was CARRIED.

7.2 Simpler Financial Information

Ref: AINT/2022/17885 (ARC16/0025-6)

102/22

RESOLVED

That Councillors and Council Staff collaborate on the development of a format to provide financial information that is easy for councillors and lay people to understand.

Moved Cr Robinson Seconded Cr O'Brien

DIVISION The result being:-

FOR: Crs S Coupland, P Gaddes, S McMichael, S Mephram, D O'Brien, M O'Connor, P Packham, T Redwood, D Robinson and B Widders

AGAINST: Cr J Galletly

The Motion on being put to the vote was CARRIED.

8. LEADERSHIP FOR THE REGION

8.1 Mayor and Councillor Remuneration 2022-23

Ref: AINT/2022/17910 (ARC16/1056)

103/22

RESOLVED

That Council:

- a) Fix the following fees payable for the 2022-23 financial year:

Councillor Annual Fee	\$25,310
Mayor Additional Annual Fee	\$62,510

- b) Note that the annual fee fixed and payable to the Mayor is in addition to the fee paid to the Mayor as a Councillor.
- c) Determine that superannuation contribution payments will be made to Councillors as per the *Commonwealth Superannuation Guarantee (Administration) Act 1992* from 1 July 2022.
- d) Resolve to make superannuation contribution payments to Councillors as of 1 July 2022, then:
- i. That Council note that the superannuation guarantee rate will be the amount the Council would have been required to contribute under the *Commonwealth Superannuation Guarantee (Administration) Act 1992* as superannuation if the Councillors were employees of the Council; and as of 1 July 2022, the superannuation guarantee rate will be 10.5% with the rate increasing by half a percent each year until 1 July 2025 when it reaches 12%.
 - ii. That the superannuation contribution payments are made at the same intervals as the annual fee are paid to Councillors (currently monthly).
 - iii. That, to receive superannuation contribution payments, each Councillor must first nominate a superannuation account for the payment before the end of the month to which the payment relates.
 - iv. That the superannuation account nominated by Councillors must be an account for superannuation or retirement benefits from a scheme or fund to which the *Commonwealth Superannuation Guarantee (Administration) Act 1992* applies.
 - v. That Council must not make a superannuation contribution for a Councillor if the Councillor fails to nominate an eligible superannuation account for the payment before the end of the month to which the payment relates.
 - vi. That Council must not make superannuation contribution payments for Councillors during any period in which they are suspended from their civic office or their right to be paid any fee or other remuneration, or expense, is suspended under the *Local Government Act 1993*.
 - vii. That Council must not make superannuation contribution payments for Councillors during any period in which they are not entitled to receive their fee under section 254A of the *Local Government Act 1993* because they are absent.
 - viii. That Council note that individual Councillors may opt out of receiving

superannuation contribution payments or opt to receive reduced payments.
Councillors must do so in writing.

Moved Cr Packham **Seconded Cr O'Brien**

The Motion on being put to the vote was CARRIED unanimously.

8.2 Council Actions Report January - May 2022 *Ref: AINT/2022/17520 (ARC16/0001-7)*

104/22

RESOLVED

That Council notes the report summarising the actions taken on the resolutions of Council.

Moved Cr O'Connor **Seconded Cr Widders**

The Motion on being put to the vote was CARRIED unanimously.

9. GROWTH, PROSPERITY AND ECONOMIC DEVELOPMENT

9.1 2021-2022 Third Quarter Budget Review *Ref: AINT/2022/15206 (ARC20/4311)*

105/22

RESOLVED

That Council:

- a. Note the 2021-2022 Third Quarter Budget Review.
- b. Note the proposed revised 2021-2022 budget produces an unrestricted cash forecast of \$3.3 million and the following fund results:

Fund	Operating Surplus / (Deficit)
General	\$2,563,735
Water	\$1,282,291
Sewerage	\$345,757
Consolidated Result	\$4,191,783

- c. Note the proposed reduction in capital expenditure from \$47m to \$41m as a result of the budget review.
- d. Resolve to amend the 2021-2022 budget in accordance with the Quarterly Budget Review Statement for the period 1 January 2022 to 31 March 2022 tabled at the attachment.

Moved Cr Robinson **Seconded Cr McMichael**

The Motion on being put to the vote was CARRIED unanimously.

9.2 Cash and Investment Report 31 March 2022

Ref: AINT/2022/11550 (ARC20/4311)

106/22

RESOLVED

That Council note the Cash and Investment Report for March 2022.

Moved Cr O'Connor

Seconded Cr Gaddes

The Motion on being put to the vote was CARRIED unanimously.

9.3 Cash and Investment Report 30 April 2022

Ref: AINT/2022/16672 (ARC16/0001-7)

107/22

RESOLVED

That Council note the Cash and Investment Report for April 2022.

Moved Cr Galletly

Seconded Cr McMichael

The Motion on being put to the vote was CARRIED unanimously.

9.4 Planning Proposal for 48 Kurrawatha Avenue, Armidale

Ref: AINT/2022/16366 (ARC20/4426)

108/22

RESOLVED

That Council:

- a. Endorse the Planning Proposal to rezone the land at 48 Kurrawatha Avenue, Armidale (part Lot 101 DP 1260865) from C4 Environmental Living and C3 Environmental Management to R2 Low Density Residential, and alter the Lot size from 1 hectare and 4 hectare to 4000m².
- b. Forward the endorsed Planning Proposal to the Department of Planning and Environment with a request for Gateway Determination and exhibit the proposal in accordance with that determination.
- c. Seek authorisation from the Department of Planning and Environment to be the local plan-making authority.

Moved Cr O'Connor

Seconded Cr Robinson

The Motion on being put to the vote was CARRIED unanimously.

9.5 Public Exhibition of Proposed Lease to UNE of Road Reserve for the Purpose of Paid Parking

Ref: AINT/2022/17892 (ARC16/1118)

109/22

RESOLVED

That Council:

- a) Note that no public submissions were received in respect of the proposed lease of road reserve to the University of New England for the purpose of paid parking; and
- b) Approve the lease of road reserve to the University of New England for the purpose of paid parking in accordance with the draft lease terms and conditions attached to this report.

Moved Cr McMichael

Seconded Cr Galletly

The Motion on being put to the vote was CARRIED unanimously.

10. ENVIRONMENT AND INFRASTRUCTURE

10.1 Public Exhibition of Draft Compliance and Enforcement Policy

Ref: AINT/2022/01854 (ARC22/5018)

110/22

RESOLVED

That Council:

- a. Endorse the Draft Compliance and Enforcement Policy for public exhibition for a period of 28 days.
- b. Receive a further report once the submission period closes to consider any submissions received.

Moved Cr Gaddes

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

10.2 ICWM Strategy - Sewer Treatment Plant (STP) Options Assessment Report No. WSR - 19032

Ref: AINT/2022/17657 (ARC18/2622)

111/22

RESOLVED

That Council;

- a. Note the report from NSW Public Works Advisory; Armidale Regional Council STP Options Report Draft V3 – incorporating the 30 year aspirational growth projection.
- b. Adopt the recommendation from Public Works Advisory and Council staff to proceed with the development of option one being;
 - i. Intermittent Decant Extended Aeration (IDEA) process with a 41,500 Equivalent Population (EP) plant capacity
- c. Note that following adoption of the recommended option, Council staff along with PWA will commence the preparation of a business case for this project including clarity on

funding source, impact on Council's financial sustainability, impact on operating costs and affordability (including willingness to pay) for residents and businesses in accordance with the IWCM Strategy process.

Moved Cr Robinson Seconded Cr O'Connor

The Motion on being put to the vote was CARRIED unanimously.

11. OUR PEOPLE AND COMMUNITY

11.1 Draft Disability Inclusion Action Plan 2022-2026 *Ref: AINT/2022/16657 (ARC20/4433)*

112/22

RESOLVED

That Council endorse the draft Disability Inclusion Action Plan 2022-2026 being placed on public exhibition for 28 days.

Moved Cr O'Brien Seconded Cr Robinson

The Motion on being put to the vote was CARRIED unanimously.

11.2 Adoption of the Community Grants and Sponsorship Policy (Post Public Exhibition) *Ref: AINT/2022/18157 (ARC17/2360)*

113/22

RESOLVED

That Council adopt the Community Grants and Sponsorship Policy and consider the inclusion of commensurate reporting requirements for grant recipients.

Moved Cr Packham Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

12. COMMITTEE REPORTS

12.1 Traffic Advisory Committee - Minutes of the meeting held 3 May 2022

Ref: AINT/2022/16548 (ARC16/0168-7)

114/22

RESOLVED

That in relation to the report "Armidale Regional Council Traffic Advisory Committee Minutes – 3 May 2022", that Council:

- a) Note the requested use of public roads for the Armidale Athletics Club Annual Winter Cross Country Season, was endorsed by the Traffic Advisory Committee;
- b) Replace the existing "No Parking" zone in front of the PCYC on the south side of Rusden St to "Loading Zone" for a trial period of 6 months;
- c) Install a "Stop" sign and appropriate line marking on Boiler House Rd at the

intersection with Handel St;

- d) Replace the current “No Parking” signage with “No Stopping” on the corners of Handel Street at the intersection with Boiler House Rd noting that the Traffic Advisory Committee identified that the current signage in Handel Street is not appropriate.

Moved Cr McMichael

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

13. MATTERS OF AN URGENT NATURE - NIL

14. QUESTIONS ON NOTICE

14.1 Question on Notice - Cr Robinson

Ref: AINT/2022/18122 (ARC16/0025-6)

115/22

RESOLVED

That Council note the response to the Questions on Notice submitted by Cr Robinson.

Moved Cr Robinson

Seconded Cr Gaddes

The Motion on being put to the vote was CARRIED unanimously.

PROCEDURAL MOTION

116/22

RESOLVED

a) That Council move into closed Session to receive and consider the following items:

- 15.1 RFT A2022/13 - Wet Grader with LPS/UTS Hire Services Panel to Armidale Regional Council for Works on Waterfall Way MR76. (AINT/2022/10321) - (**General Manager's Note:** *The report considers a request for tender evaluation and recommendations and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).*
- 15.2 Request for Tender - Plant Hire Services. (AINT/2022/15215) - (**General Manager's Note:** *The report considers commercial information and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).*
- 15.3 Kempsey - Armidale Road Natural Disaster Recovery Project. (AINT/2022/16871) - (**General Manager's Note:** *The report seeks council approval to publicly tender for the reconstruction of Kempsey Road and is deemed confidential under Section 10A(2)(c) (d) of the Local Government Act 1993, as it deals with commercial information of a confidential*

nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND as it deals with 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).

- 15.4 Dispersment of Sales Funds to Satisfy Vendor Conditions - Lot 1 Armidale Airside. (AINT/2022/16530) - **(General Manager's Note: The report considers sale of lands at Armidale Airside Precinct and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).**
- 15.5 Recommendation for Acquisition of the Old Armidale Court House via Property Portfolio Management. (AINT/2022/16841) - **(General Manager's Note: The report considers purchase of the old Armidale Court House and is deemed confidential under Section 10A(2)(c) of the Local Government Act 1993, as it deals with commercial information of a confidential nature which, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).**
- b) That Council exclude the press and public from the proceedings of the Council in Confidential Session pursuant to Section 10A, subsections 2 & 3 and section 10B of the Local Government Act 1993, on the basis that the items to be considered are of a confidential nature.
- c) That Council make the resolutions made in Confidential Session public as soon as practicable.

Moved Cr Robinson

Seconded Cr Gaddes

The Motion on being put to the vote was CARRIED unanimously.

Council entered Closed Session at 5:08pm.

Council returned to Open Session at 5:46pm.

RESUMPTION OF MEETING

117/22

RESOLVED

That Council move into open Session and the resolutions of the closed Session be read out by the General Manager.

Moved Cr Galletly

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

15. CLOSED SESSION

15.1 RFT A2022/13 - Wet Grader with LPS/UTS Hire Services Panel to Armidale Regional Council for Works on Waterfall Way MR76 *Ref: AINT/2022/10321 (ARC22/5035)*

118/22

RESOLVED

That Council

- a) Accept the tenders submitted by Brycon Civil Pty Ltd, Coopers Final Trim, Ezyquip Hire Pty Ltd, Jamieson Civil & Earthmoving, Spicer Earthmoving Services and Stabilcorp Pty Ltd and appoint to a prequalified panel for two years term starting May 2022.
- b) Delegate authority to the General Manager to execute all documents in relation to the contract.
- c) Delegate authority to the General Manager to approve expenditure for works completed by Brycon Civil Pty Ltd, Coopers Final Trim, Ezyquip Hire Pty Ltd, Jamieson Civil & Earthmoving, Spicer Earthmoving Services and Stabilcorp Pty Ltd within the upper limit of available funding for works on Waterfall Way.

Moved Cr McMichael

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

15.2 Request for Tender - Plant Hire Services

Ref: AINT/2022/15215 (ARC22/5071)

119/22

RESOLVED

That Council;

- a) Accept the tenders submitted by; A-Plant Equipment Pty Ltd, A.M.B Earthworks, Cable & Pipe Locations Pty Ltd, Coastal Hire & Sales Pty Ltd, Coates Hire Operations Pty Ltd, Conplant Pty Ltd, Curry Power Pty Ltd, Ducats Earthmoving Pty Ltd, Ezyquip Hire Pty Ltd, Hyroll Hire Pty Limited, Hubbard Hire (Bridgerose Pty Ltd), Innovation Waste Solutions New England, JNC Group Aust P/L, Master Hire Pty Ltd, McFarlane Earthworks, Monitor Industries P/L, Northern Tablelands Earthmoving, Norwest Plant (The Trustee), Osbuild (The Four Oslands), RA & RG Nelsons Earthmoving, Rollers Australia Pty Ltd, Rough Country, Sherrin Rentals Pty Ltd, Specialised Pavement Services, Stabilised Pavement of Aust SPA, Stabilcorp Pty Ltd, Terry Rhodes Bobcat - (Karmitch), The Mining Pty Ltd, TOBCO (Bedrule), Turnbull Industries, Tutt Bryant Hire Pty Ltd, Universal Mobile Tower Hire, and appoint to a prequalified panel for two years term from 1 July 2022 until 30 June 2024
- b) Delegate authority to the General Manager to execute all documents in relation to the contracts.
- c) Delegate authority to the General Manager to approve expenditure for works completed within the upper limit of available funding for plant hire.

Moved Cr Galletly

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

15.3 Kempsey - Armidale Road Natural Disaster Recovery Project

Ref: AINT/2022/16871 (ARC21/4742)

120/22

RESOLVED

That Council;

- a) Note the status report for the Kempsey-Armidale Recovery works; and
- b) Delegate authority to the General Manager to publicly tender Stage 1 - Request for Tender (RFT) - Kempsey- Armidale Road Recovery Works Early Contractor Involvement/ Collaborative Design & Construct Contract.

Moved Cr Galletly

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

15.4 Dispersment of Sales Funds to Satisfy Vendor Conditions - Lot 1 Armidale Airside

Ref: AINT/2022/16530 (ARC17/1507)

121/22

RESOLVED

That Council:

- a. Approve the sale to MetroWest for the value of \$2,792,608 ex GST
- b. Approve the dispersal of funds received in trust for the sale to satisfy the vendor conditions that are outstanding to a value of \$400,000, returning \$2,392,798 ex GST to Council.
- c. Agree that due diligence on the receiving company be undertaken by Council's legal representative to satisfy the relationship is consistent with the purchaser's representations.

Moved Cr Robinson

Seconded Cr Widders

The Motion on being put to the vote was CARRIED unanimously.

15.5 Recommendation for Acquisition of the Old Armidale Court House via Property Portfolio Management

Ref: AINT/2022/16841 (ARC17/2042)

122/22

RESOLVED

That:

- a. Council accept the offer from Property NSW re the vesting of 100 Faulkner Street Armidale, the former Court House and Sheriff's Office, into its custodianship for the sum of \$1.
- b. Council note that the property will be transferred to Council outside of the Community Use Policy (i.e. without a 15-year community use restriction being registered on title).
- c. Council note that the NSW Government will be provided with a first right of refusal to reacquire the property (for a price of \$1 plus any capital costs reasonably incurred by Council) should Council seek to divest it within 15 years of the date of

transfer.

- d. Council affirm that any capital expenditure (other than holding costs) required (within the next five years) to restore the Old Armidale Court House must be grant funded or via an approved capital works budget by Council.
- e. The operating cost for holding the asset and investigation to identify most appropriate future uses be funded (partially) from recent land sales in Armidale (43 White Avenue).
- f. Council articulate its proposed timeframes around acquiring and deploying the Old Armidale Courthouse in conjunction with the Courthouse Working Group (as established at the January 2022 OCM) so as to manage community expectations.

Moved Cr O'Connor

Seconded Cr Mepham

The result being:-

FOR: Crs S Coupland, P Gaddes, J Galletly, S McMichael, S Mepham, D O'Brien, M O'Connor, P Packham, T Redwood and D Robinson

AGAINST: Nil

The Motion on being put to the vote was CARRIED.

Cr Bradley Widders left the meeting, the time being 5:34pm

There being no further business the Mayor declared the meeting closed at 5:46pm.