



## ORDINARY MEETING OF COUNCIL

Held on

Wednesday, 26 June 2019

4pm

at

Armidale Council Chambers

**PRESENT:** Councillor Simon Murray (Mayor), Councillor Dorothy Robinson (Deputy Mayor), Councillor Peter Bailey, Councillor Diane Gray, Councillor Jon Galletly, Councillor Libby Martin, Councillor Andrew Murat, Councillor Debra O'Brien, Councillor Margaret O'Connor, Councillor Bradley Widders.

**IN ATTENDANCE:** Ms Susan Law (Chief Executive Officer), Ms Kim Bryan (General Manager Organisational Development), Mr Mark Piorkowski (General Manager Operations), Ms Kelly Stidworthy (Service Leader Finance), Ms Nathalie Heaton (Service Leader Governance Risk and Corporate Planning), Mr Mark Burgess (Acting Service Leader Roads and Parks), Mr Ambrose Hallman (Service Leader Sustainability and Development), Ms Krista Schmidt (Service Leader Community and Customer Services), Ms Leah Cook (Service Leader Asset Planning and Design) and Mrs Jessica Bower (Executive Officer).

MINUTES

1. CIVIC AFFIRMATION AND ACKNOWLEDGEMENT OF COUNTRY
2. STATEMENT IN RELATION TO LIVE STREAMING OF COUNCIL MEETING
3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Cr Tiley submitted a leave of absence.

**MOTION**

115/19

**Moved Cr Widders                      Seconded Cr Murat**

**That Cr Tiley's leave of absence be accepted.**

**The motion on being put to the vote was CARRIED.**

4. DISCLOSURES OF INTERESTS

Name	Item	Nature of Interest	Reason/Intended Action
Clr Widders	8.1	<input type="checkbox"/> Pecuniary <input type="checkbox"/> Non Pecuniary – Significant Conflict <input checked="" type="checkbox"/> Non Pecuniary – Non Significant Conflict	Reason: Was on the project reference group for the Super School  Intended action: Remain in the Chamber

5. PUBLIC FORUM (HAVE YOUR SAY)

Elizabeth O'Hara spoke against Item 9.1 FOR DECISION: Adoption Operational Plan 2019-2020, Revenue Policy 2019-2020, Fees and Charges 2019-2020 and Resourcing Strategy.

6. CONFIRMATION OF MINUTES

**CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 22 MAY 2019**

116/19

**Moved Cr Widders                      Seconded Cr Murat**

**That the minutes be taken as read and be accepted as a true record of the Meeting.**

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

7. MAYORAL MINUTE – N/A

8. NOTICES OF MOTION

**8.1 FOR DECISION: Traffic Concerns for the Armidale Secondary College (Super School)**

*Ref: AINT/2019/13897 (ARC16/0025)*

117/19

Moved Cr Martin

Seconded Cr Galletly

**That Council investigates the traffic impacts for the Armidale Secondary College at their permanent location in Butler Street through the traffic committee process in the first instance and any recommendation(s) identified is provided to Council.**

**The Motion on being put to the vote was CARRIED UNANIMOUSLY.**

**8.2 FOR DECISION: Regional Marketing Fund**

*Ref: AINT/2019/14109 (ARC16/0025)*

MOTION

That Armidale Regional Council calls for the immediate creation of a \$5m per annum Regional Marketing Fund for 5 years to promote living working and investing in regional NSW. The fund to be administered by a representative body of Councils with membership to be made up of 2 from regional cities (population over 25,001), 2 from coastal cities (population over 25,001), 2 from provincial centres (population from 10,000 to 25,000) and 2 from smaller country communities (population up to 10,000).

The motion was withdrawn.

**8.3 FOR DECISION: Grant Funding**

*Ref: AINT/2019/14319 (ARC16/0025)*

Moved Cr Robinson

Seconded Cr O'Connor

That, when grant money is available for projects that cannot be deferred without losing the money, the work is either carried out in the required financial year, or the matter is referred to a council meeting for further consideration before any funding is lost.

The Motion on being put to the vote was LOST.

**8.4 FOR DECISION: Operating result following amalgamation**

*Ref: AINT/2019/14324 (ARC16/0025)*

Moved Cr Robinson

Seconded Cr O'Connor

- a) That council notes the table below showing the deterioration in our operating result (from surplus to deficit) since forced amalgamation, and also the deterioration in our unrestricted current ratios.
- b) That Council lobbies the NSW Government to provide additional funds to cover the cost of the forced amalgamation so that there is no need to cut important sustainability and other

initiatives and abandon adherence to quadruple bottom line principles.

The Motion on being put to the vote was LOST.

**8.5 FOR DECISION: Unrestricted cash ratio**

*Ref: AINT/2019/14336 (ARC16/0025)*

Moved Cr Robinson                      Seconded Cr O'Connor

That council notes the extract below from our audited financial statements for FY2017-18 showing that ARC met the OLG benchmark for the unrestricted current ratio and that, according to the OLG, this means that council should be able to meet its short-term obligations as and when they fall due.

The Motion on being put to the vote was LOST.

**PROCEDURAL MOTION**

118/19

Moved Cr Gray                              Seconded Cr Murat

**That items 8.6 to 8.12 be considered in globo.**

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

**8.6 FOR DECISION: 21st Century Libraries Strategy Plan** *Ref: AINT/2019/14413 (ARC16/0025)*

Moved Cr O'Connor                      Seconded Cr O'Brien

That the CEO provide to the governing body a report on the proposed changes to the Armidale War Memorial and Guyra Libraries as a result of the 2022 Transformation Program including the " 21st Century Libraries Strategy Plan " referred to in Council's media Release dated 4 June 2019 and the community engagement strategy referred to in that Press Release as well as full disclosure of the financial implications of those changes being proposed.

The Motion on being put to the vote was LOST.

**8.7 FOR DECISION: Water restrictions**

*Ref: AINT/2019/14414 (ARC16/0025)*

Moved Cr O'Connor                      Seconded Cr O'Brien

That the CEO provide to the governing body a report on the water use restrictions which have been imposed on Guyra and Armidale residents which includes, dates on which the restrictions have been introduced, relevant trigger levels in terms of each of the reservoir levels ( Gara River Dam and Malpas Dam) and water consumption targets for the communities of Guyra and Armidale as the restrictions were imposed.

The Motion on being put to the vote was LOST.

**8.8 FOR DECISION: Water carting**

*Ref: AINT/2019/14415 (ARC16/0025)*

Moved Cr O'Connor

Seconded Cr O'Brien

That the CEO provide a report to the governing body on the cost of water carting of treated water between Armidale and Guyra water treatment plants, the source of funding and any opportunity costs related to the cost of the water carting.

The Motion on being put to the vote was LOST.

**8.9 FOR DECISION: Guyra Water Treatment Plant**

*Ref: AINT/2019/14417 (ARC16/0025)*

Moved Cr O'Connor

Seconded Cr O'Brien

That the CEO provide a report to the governing body on the status of water treatment plant in Guyra as to its ability to treat raw water from Malpas dam, any associated upgrade costs and time frames and the costs for any upgrade required to complete the connection of the pipeline between Malpas and Guyra water treatment plant so that Malpas water can be delivered in treated form to Guyra residents and businesses.

The Motion on being put to the vote was LOST.

**8.10 FOR DECISION: Water consumption of Armidale and Guyra communities**

*Ref: AINT/2019/14418 (ARC16/0025)*

Moved Cr O'Connor

Seconded Cr O'Brien

That the CEO provide to a report to the governing body on the proposed disclosure of treated water consumption by the Guyra and Armidale communities such that there is a transparent understanding of the water consumption rates as between the two residential areas.

The Motion on being put to the vote was LOST.

**8.11 FOR DECISION: Provision of water to Elm Street Tomato Farm**

*Ref: AINT/2019/14419 (ARC16/0025)*

Moved Cr O'Connor

Seconded Cr O'Brien

That the CEO provide a report to the governing body on the current and proposed provision of Malpas Dam water, either treated or raw to the Elm St tomato farm for agricultural uses.

The Motion on being put to the vote was LOST.

**8.12 FOR DECISION: Guyra Main Street Project**

*Ref: AINT/2019/14420 (ARC16/0025)*

Moved Cr O'Connor                      Seconded Cr O'Brien

That the CEO provide a report to the governing body on the current status of the Guyra Main Street project, including cost of removal of underground tanks and residual funds available for above ground upgrade scope of works as described in the Armidale Regional Council's "Message from the Mayor" Council News winter 2018 edition.

The Motion on being put to the vote was LOST.

9. REPORTS FOR DECISION - LEADERSHIP FOR THE REGION

**9.1 FOR DECISION: Adoption Operational Plan 2019-2020, Revenue Policy 2019-2020, Fees and Charges 2019-2020 and Resourcing Strategy**

*Ref: AINT/2019/14000 (ARC17/1962)*

119/19

Moved Cr Widders                      Seconded Cr Murat

- (a) That the community submissions be acknowledged and Council responses to the submissions be noted;
- (b) That the Operational Plan 2019-2020 be adopted;
- (c) That the Revenue Policy 2019-2020 be adopted;
- (d) That the Fees and Charges 2019-2020 be adopted incorporating the amendment below; and
- (e) That the Resourcing Strategy, incorporating the Long Term Financial Plan and Budget 2019-2020 be adopted.

Fees and Charges 2019-2020 Amendment

That the following fees on page 37 of the Fees and Charges attachment be amended from "Per hour" to "Per event".

**Armidale & Guyra Playing Field Facilities – Other Than Armidale Sportsground**

Name	Year 18/19 Last YR Fee (incl. GST)	Year 19/20			Increase %	Unit
		Fee (excl. GST)	GST	Fee (incl. GST)		
Local School Use of Playing Fields	\$0.00	\$27.27	\$2.73	\$30.00	∞	Per hour
Non Sports Council Members Use of Playing Fields (over 18 yrs age)	\$0.00	\$40.91	\$4.09	\$45.00	∞	Per Hour

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

Cr O'Connor requested that her dissenting vote be recorded.

**9.2 FOR DECISION: Making of Rates and Charges 2019-2020**

*Ref: AINT/2019/14132 (ARC17/1962)*

120/19

**Moved Cr Bailey**

**Seconded Cr Gray**

a) That in relation to Ordinary Rates, Council apply the 2.7% rate increase as determined by the Independent Pricing and Regulatory Tribunal;

b) That pursuant to Section 494 of the NSW Local Government Act 1993, Council make and levy the following Ordinary Rates for the year 1 July 2019 to 30 June 2020;

Category & Sub-Category	Base Amount \$	Base Amount %	Ad-Valorem Rate in the \$
Residential – Armidale (Non Urban)	485.00	43.44	0.002443
Residential – Armidale	467.60	42.46	0.004774
Residential - Wollomombi	200.00	35.61	0.016196
Residential - Ebor	200.00	36.90	0.009501
Residential - Hillgrove	200.00	33.38	0.015912
Residential – Guyra (Non Urban)	258.80	48.57	0.002396
Residential - Guyra	238.00	46.12	0.004624
Residential – Village	170.00	48.62	0.004605
Business – Armidale (Non Urban)	737.30	46.01	0.003496
Industrial – Armidale	882.20	18.62	0.012395
Business – Armidale	791.00	18.42	0.012395
Business – Guyra	409.80	46.18	0.008302
Business – Guyra (Village)	106.70	38.45	0.003829
Farmland - Armidale	1,321.60	38.07	0.002402
Farmland – Guyra	468.00	18.72	0.002208
Farmland – Guyra Intensive	1,146.90	18.72	0.007601
Mining - Armidale	995.30	17.23	0.036282
Mining – Guyra	250.00	45.63	0.009598

c) That in relation to water supply charges and pursuant to Sections 501 and 502 of the NSW Local Government Act 1993, Council make and levy the following charges for water supply services for the year 1 July 2019 to 30 June 2020;

Water Service Access Charges	Standing Charge
Water Service Access - Armidale	\$225.00
Water Service Access – Guyra	\$225.00

<b>Water Consumption Charges</b>	<b>Stepped Tariff Unit Charge</b> <b>\$ per Kilolitre</b>
<b>Armidale Residential</b>	<b>0 – 100kl \$2.60</b> <b>101 - 250kl \$3.45</b> <b>251 &amp; Higher \$3.90</b>
<b>Armidale Commercial</b>	<b>0 – 100kl \$2.60</b> <b>101 - 250kl \$3.45</b> <b>251 &amp; Higher \$3.90</b>
<b>Armidale Non-Rateable</b>	<b>Flat rate \$3.60</b>
<b>Armidale Non-Profit Sporting</b>	<b>Flat Rate \$2.70</b>
<b>Armidale Untreated Water</b>	<b>0 – 100kl \$1.26</b> <b>101 - 250kl \$2.25</b> <b>251 &amp; Higher \$2.76</b>
<b>Armidale Dialysis Users</b>	<b>0-25kl \$0.00</b> <b>26-100kl \$2.40</b> <b>101-250kl \$3.20</b> <b>251 &amp; Higher \$3.90</b>
<b>Guyra Residential &amp; Commercial</b>	<b>0-100kl \$2.15</b> <b>101-250kl \$2.50</b> <b>250kl &amp; Higher \$2.70</b>
<b>Guyra Intensive Horticulture Water Tariff (in accordance with heads of agreement)</b>	<b>Flat Rate \$2.20</b>
<b>Guyra Dialysis User</b>	<b>0-25kl \$0.00</b> <b>26-100kl \$2.15</b> <b>101-250kl \$2.50</b> <b>250kl &amp; Higher \$2.70</b>

d) That in relation to sewerage service charges pursuant to Sections 501, 502 and 551 of the NSW Local Government Act 1993, Council make and levy the following rates and charges for sewerage services for the year 1 July 2019 to 30 June 2020:

<b>Sewerage Service Access Charge</b>	<b>Standing Charge</b>
<b>Armidale – Residential Occupied</b>	<b>\$450.00</b>
<b>Armidale – Unconnected Sewer</b>	<b>\$225.00</b>
<b>Armidale – Commercial (Minimum)</b>	<b>\$450.00</b>
<b>Armidale – Commercial (Ad-Valorem)</b>  Commercial properties are charged either the Ad-Valorem rate or the Minimum if the calculated Ad-valorem rate does not reach the minimum charge.	<b>\$0.0052</b>
<b>Guyra – Residential Occupied</b>	<b>\$627.00</b>
<b>Guyra - Unconnected</b>	<b>\$408.00</b>
<b>Guyra - Commercial</b>	<b>\$627.00</b>



<b>Multiple Sewerage Charges</b>	<b>Unit Charge</b>
Armidale Flats/Units	\$396.00
Armidale WC's – Hotels & Motels	\$148.50
Armidale WC's – Colleges, etc	\$148.50
Armidale WC's – Hospitals	\$71.50
Armidale WC's – Schools & Churches	\$71.50
Armidale WC's – Non-rateable	\$132.00
Armidale – Urinals Rateable	\$71.50
Armidale – Urinals Non-rateable	\$66.00
Guyra – Flats & Units	\$627.00
Guyra – 1 <sup>st</sup> WC/Urinal	Included in Service Access Charge
Guyra – 2-6 Urinals	\$264.00
Guyra – Each Additional WC/Urinal	\$138.00
Guyra – WC's Non-rateable	\$138.00

e) That in relation to waste management charges pursuant to Sections 496, 501 and 502 of the NSW local Government Act 1993, Council make and levy the following annual charges for waste management services for the year 1 July 2019 to 30 June 2020:

<b>Waste Charge Description</b>	<b>Standing Charge</b>	<b>Unit Charge</b>
<b>Waste Services Provided in Armidale</b>		
Domestic Waste Management 140lt		\$390.00
Additional 140lt Domestic Service		\$145.00
Additional Domestic 240lt Organic Service		\$145.00
Commercial Waste Service 240lt		\$410.00
Commercial Organics 240lt Fortnightly		\$145.00
Commercial Organics 240lt Weekly		\$220.00
Commercial Organics 240lt 2 x Weekly		\$350.00
Commercial Organics 240lt 3 x Weekly		\$480.00
Additional Commercial Organics 240lt		\$145.00
Commercial Recycling Service		\$150.00
Vacant Domestic Waste Management	\$140.00	
Rural Waste Management	\$140.00	
New Landfill Charge	\$177.00	
<b>Waste Services Provided in Guyra</b>		
Domestic Waste Management 240lt		\$520.00

Domestic Waste Management 140lt		\$390.00
Commercial Waste Management 240lt		\$410.00
Rural Waste Management	\$56.00	
Vacant Domestic Waste Management	\$120.00	

f) That in relation to stormwater management services (drainage charges) pursuant to Section 496A of the NSW Local Government Act 1993, Council make and levy the following annual charge for stormwater management services for the year 1 July 2019 to 30 June 2020.

Charge Description	Standing Charge \$
Armidale Drainage Charge	\$50.00
Guyra Stormwater Management Charge	\$25.00

g) That the interest rate on overdue rates and charges, pursuant to Section 566(3) of the NSW Local Government Act 1993, Council be the maximum rate of interest payable on overdue rates and charges for the 2019-2020 rating year of 7.5% as determined by the Office of Local Government;

The Motion on being put to the vote was CARRIED.

### 9.3 FOR DECISION: Fixing of Mayor and Councillors Fees for 2019-2020

*Ref: AINT/2019/14112 (ARC16/0488)*

121/19 Moved Cr Widders                      Seconded Cr Galletly

- a) That Council fix the 2019/20 fee payable to Councillors at \$20,280;
- b) That Council fix the 2019/20 fee payable to the Mayor at \$44,250; and
- c) That Council note that the fixing and payment of an annual fee to the Mayor, is in addition to the fee paid to the Mayor as a Councillor.

The Motion on being put to the vote was CARRIED.

### PROCEDURAL MOTION

122/19 Moved Cr O'Connor                      Seconded Cr O'Brien

That items (a) and (b) be considered in seriatim.

The Motion on being put to the vote was CARRIED.

**9.4 FOR DECISION: Council Meeting Cycle for Ordinary Meetings for 2019-2020**

*Ref: AINT/2019/14130 (ARC16/0620)*

123/19

Moved Cr Widders

Seconded Cr Martin

(a) That the Ordinary Council Meeting cycle for the 2019-2020 financial year be as follows:

- Wednesday 24 July 2019, in Armidale
- Wednesday 28 August 2019, in Armidale
- Wednesday 25 September 2019, in Guyra
- Wednesday 23 October 2019, in Armidale
- Wednesday 27 November 2019, in Armidale
- Wednesday 11 December 2019, in Guyra (Second Wednesday)
- Wednesday 26 February 2020, in Armidale
- Wednesday 25 March 2020, in Armidale
- Wednesday 22 April 2020, in Guyra
- Wednesday 27 May 2020, in Armidale
- Wednesday 24 June 2020, in Armidale

(b) That the time for the Ordinary Council meetings to commence is 10am.

**AMENDMENT**

Moved Cr Galletly

Seconded Cr Bailey

(a) That the Ordinary Council Meeting cycle for the 2019-2020 financial year be as follows:

- Wednesday 24 July 2019, in Armidale
- Wednesday 28 August 2019, in Armidale
- Wednesday 25 September 2019, in Armidale
- Wednesday 23 October 2019, in Armidale
- Wednesday 27 November 2019, in Armidale
- Wednesday 11 December 2019, in Armidale (Second Wednesday)
- Wednesday 26 February 2020, in Armidale
- Wednesday 25 March 2020, in Armidale
- Wednesday 22 April 2020, in Armidale
- Wednesday 27 May 2020, in Armidale
- Wednesday 24 June 2020, in Armidale

The Amendment on being put to the vote was LOST.

**(b) That the time for the Ordinary Council meetings to commence is 4pm.**

**The Amendment on being put to the vote was CARRIED and became the substantive Motion.**

Moved Cr Widders

Seconded Cr Martin

(a) That the Ordinary Council Meeting cycle for the 2019-2020 financial year be as follows:

- **Wednesday 24 July 2019, in Armidale**
- **Wednesday 28 August 2019, in Armidale**
- **Wednesday 25 September 2019, in Guyra**
- **Wednesday 23 October 2019, in Armidale**
- **Wednesday 27 November 2019, in Armidale**
- **Wednesday 11 December 2019, in Guyra (Second Wednesday)**
- **Wednesday 26 February 2020, in Armidale**
- **Wednesday 25 March 2020, in Armidale**

- **Wednesday 22 April 2020, in Guyra**
- **Wednesday 27 May 2020, in Armidale**
- **Wednesday 24 June 2020, in Armidale**

**(b) That the time for the Ordinary Council meetings to commence is 4pm.**

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

#### **PROCEDURAL MOTION**

124/19

**Moved Cr O'Connor**

**Seconded Cr O'Brien**

**That item 9.5 FOR DECISION: Review of Council Committees be deferred to the July 2019 Ordinary Council Meeting.**

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

#### **9.5 FOR DECISION: Review of Council Committees** *Ref: AINT/2019/07185 (ARC16/0759)*

##### **RECOMMENDATION:**

- (a) That the Report on the Review of Council Committees be noted.
- (b) That the proposed structure be adopted with the Peak Advisory Committees aligned with the priorities set in Council's Community Strategic Plan.
- (c) That Council proceed with the implementation of the structure and "go live" by 1 October 2019.
- (d) That the Draft Peak Advisory Committees' terms of reference include specific reference to supporting the Council in the achievement of its objectives in the Community Strategic Plan, the Delivery Program and the Operational Plans and that they are adopted at the first Peak Advisory Committee.
- (e) That the Armidale Regional Aboriginal Advisory Committee, the Armidale Regional Youth Advisory Committee, the Arts Cultural and Heritage Advisory Committee, the Community Health and Wellbeing Advisory Committee, the Environmental Sustainability Advisory Committee, the Floodplain Management Advisory Committee, the Regional Growth Advisory Committee, and the Business Advisory Committee be dissolved.
- (f) That a Register of Peak Advisory Committees be uploaded on to the Council website.
- (g) That training be provided to committee members on the Code of Conduct, the Code of Meeting Practice and chairing of meetings.
- (h) That the Internal Audit Program include a review of the adherence of the Committees to the Good Governance Principles.

- (i) That the Leadership for the Region - Audit, Risk and Improvement Committee Charter and membership be reviewed in light of forthcoming legislative requirements and the relevant Community Outcomes from the Community Strategic Plan.
- (i) That Councillors be appointed to each of the following committees:
  - (i) Environment and Infrastructure
  - (ii) People and Community
  - (iii) Growth Prosperity and Economic Development.
- (j) That the Expression of Interest process for external membership commence in line with the Engagement Plan.

The item was not put to the vote.

**9.6 FOR DECISION: Local Government NSW Annual Conference 14-16 October 2019**

*Ref: AINT/2019/14266 (ARC16/0144)*

125/19

Moved Cr Widders

Seconded Cr Gray

- (a) That two Councillors be appointed as Council's voting delegates for the Local Government NSW (LGNSW) Annual Conference, Warwick Farm, from Saturday 14 October to Monday 16 October 2019;
- (b) That the process for appointment be by show of hands;
- (c) That the two voting delegates be approved to attend the Local Government NSW Annual Conference; and
- (d) That Motions be submitted at the next Council meeting in order to meet the deadline of 19 August, allowing LGNSW to print and distribute the Business Paper before the Conference.

**AMENDMENT**

Moved Cr Robinson

That unless the closing date for delegate nominations is before the next Council meeting, Councillor nominations be considered at the next Council meeting when Motions have been submitted by Councillors to ensure the best representation of Armidale Regional Council at the Conference.

The amendment was not put to the vote.

**PROCEDURAL MOTION**

Moved Cr Bailey

Seconded Cr Murat

**That a vote be held today for two delegates to be registered to ensure early bird discounts.**

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

#### **MOTION**

- (a) That two Councillors be appointed as Council's voting delegates for the Local Government NSW (LGNSW) Annual Conference, Warwick Farm, from Saturday 14 October to Monday 16 October 2019;**
- (b) That the process for appointment be by show of hands;**
- (c) That the two voting delegates be approved to attend the Local Government NSW Annual Conference; and**
- (d) That Motions be submitted at the next Council meeting in order to meet the deadline of 19 August, allowing LGNSW to print and distribute the Business Paper before the Conference.**

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

#### **SUSPENSION OF STANDING ORDERS**

126/19

**Moved Cr Widders                      Seconded Cr Gray**

**That standing orders be suspended at 5:50pm to allow voting of delegates for the Local Government NSW (LGNSW) Annual Conference.**

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

The Mayor called for nominations for two Councillors to be appointed as the voting delegates, with Councillors Gray, O'Brien, O'Connor, Martin and Widders nominated. Cr O'Connor withdrew her nomination. Open voting resulted in Councillors Martin and O'Brien being appointed as the voting delegates.

#### **RESUMPTION OF STANDING ORDERS**

127/19

**Moved Cr Robinson                      Seconded Cr Widders**

**That standing orders resume at 5:59pm.**

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

#### **MOTION**

128/19

**Moved Cr Robinson                      Seconded Cr O'Brien**

**That Cr Martin and Cr O'Brien be the voting delegates at the Local Government NSW (LGNSW) Annual Conference**

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

10. REPORTS FOR DECISION - GROWTH, PROSPERITY AND ECONOMIC DEVELOPMENT – N/A

11. REPORTS FOR DECISION - ENVIRONMENT AND INFRASTRUCTURE

**11.1 FOR DECISION: Time limits for CBD Carparking Spaces**

*Ref: AINT/2019/14282 (ARC18/2956)*

Moved Cr Widders

Seconded Cr Martin

- a) That the time limits for carparking spaces within the CBD Heart be adjusted as follows:
  - i) reduce all the 2 hour on-street spaces to 1 hour, and
  - ii) increase all the 15 minutes spaces to 30 minutes.
- b) That the time limits for carparking spaces within the CBD Core be adjusted as follows:
  - i) reduce all 2 hour on-street spaces to 1 hour,
  - ii) increase all 15 minutes spaces to 30 minutes and retain the existing 30 minute spaces and
  - iii) reduce all the Council 3 hour off-street spaces (Jessie, Rusden Streets and Cinders, Woodward Lane carparks) to 2 hours.
- c) That the time limits for carparking spaces within the CBD Frame be adjusted as follows:
  - i) increase all the 1 hour on-street parking spaces to 2 hours and
  - ii) the 651 unrestricted off-street spaces remain unchanged.

The Motion on being put to the vote was LOST.

**AMENDMENT**

Moved Cr Robinson

That council consults the community on parking time limits.

The amendment lapsed as there was no seconder.

12. REPORTS FOR DECISION - OUR PEOPLE AND COMMUNITY – N/A

13. REPORTS FOR INFORMATION

**13.1 FOR INFORMATION: Cash & Investment Report for May 2019**

*Ref: AINT/2019/13153 (ARC16/0001-4)*

129/19

Moved Cr Robinson

Seconded Cr Murat

**That Council note the Cash and Investment Report, as at 31 May 2019, reporting investments held of \$68,688,021.61 excluding the Trust Fund.**

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

**13.2 FOR INFORMATION: Monthly Financial Report May 2019**

*Ref: AINT/2019/13431 (ARC16/0001-4)*

130/19

**Moved Cr Murat**

**Seconded Cr Gray**

**That Council note the Monthly Financial Report for May 2019.**

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

**13.3 FOR INFORMATION: Summary of Resolutions of Council December 2018 - May 2019**

*Ref: AINT/2019/11843 (ARC16/0001-3)*

131/19

**Moved Cr Martin**

**Seconded Cr Gray**

**That the report outlining resolutions of Council from December 2018 to May 2019 and actions carried out be noted.**

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

14. REQUESTS FOR LEAVE OF ABSENCE – N/A

15. AUTHORITY TO AFFIX COUNCIL SEAL – N/A



16. COMMITTEE REPORTS

**16.1 FOR DECISION: Minutes - Community Wellbeing Advisory Committee - 28**

**March 2019**

*Ref: AINT/2019/12734 (ARC16/0001-4)*

132/19

Moved Cr O'Brien

Seconded Cr Murat

**(a) That the Minutes of the Community Wellbeing Advisory Committee held on 28<sup>th</sup> March, 2019 be noted, and**

**(b) That the following recommendations from the Community Wellbeing Advisory Committee be noted:**

- (i) That the Community Wellbeing Advisory Committee recommends that Council take urgent action to advise all in the local government area of the full range of supports available to those suffering because of the drought, in coordination with other agencies.**
- (ii) That the Community Wellbeing Advisory Committee form a working group to review the data and reporting requirements to establish a Crime Prevention Plan in line with the requirements of the Attorney Generals Department.**
- (iii) That the Community Wellbeing Advisory Committee be provided with information about grants being applied for by council officers for projects in the community to enable this committee to make recommendations to Council.**
- (iv) That the Community Wellbeing Advisory Committee recommend that a working group be formed and email submissions be collated to review the situation surrounding ICE and provide information to inform the report to the special commission into ICE.**

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

**16.2 FOR DECISION: Minutes - Armidale Regional Council Youth Advisory  
Committee - 29 May 2019**

*Ref: AINT/2019/12740 (ARC16/0001-4)*

133/19

**Moved Cr Widders**

**Seconded Cr Murat**

- (a) **That the Minutes of the Armidale Regional Council Youth Advisory Committee meeting held on Wednesday 29 May 2019 be noted; and**
- (b) **That the following recommendations be adopted:**
- i. **That Armidale Regional Council provide financial assistance for three members of the Armidale Regional Youth Advisory Council attend the Luminosity Youth Summit in Port Macquarie to be held from July 24-26. Up to a total value of \$3000 for which there is provision in the Youth and Family operational budget.**
  - ii. **That Council assist and support the development of a survey of young people to be distributed to local schools to gain feedback to assist in planning of events and providing information for future planning.**
  - iii. **That the Armidale Regional Council Youth Advisory committee become informed of the ARC social media policy and use social media to better engage with young people.**
  - iv. **That the Youth Council work in collaboration with ARC communications team to develop a media strategy to raise awareness of the Youth Council and recruit members.**

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

**16.3 FOR DECISION: Minutes - Community Wellbeing Advisory Committee - 30 May 2019**

*Ref: AINT/2019/13955 (ARC16/0001-4)*

134/19

Moved Cr Robinson

Seconded Cr Murat

(a) That the Minutes of the Community Wellbeing Advisory Committee held on 30 May 2019 be noted, and

(b) That the following recommendations from the Community Wellbeing Advisory Committee be noted:

- (i) That a list of services and advocacy groups be collated and sent out to committee members for wider distribution to the community.
- (ii) That the committee review the terms of reference to ensure all relevant community areas are represented to cover the Action Plan.
- (iii) That Council advertise for interested parties to nominate to be on the Access Advisory Working Group which will review matters of access and provide information and recommendations to the Wellbeing Advisory Committee.
- (iv) That once established the Access Advisory Working Group review the currency of the Disability Action Plan.

Management Comment: A number of these recommendations may be impacted by the Council Committee review that is currently underway. As a result it is proposed that they be noted only at this point in time.

**AMENDMENT**

Moved Cr Robinson

Seconded Cr O'Brien

**(a) That the Minutes of the Community Wellbeing Advisory Committee held on 30 May 2019 be noted, and**

**(b) That the following recommendations from the Community Wellbeing Advisory Committee be supported:**

- (i) That a list of services and advocacy groups be collated and sent out to committee members for wider distribution to the community.**
- (ii) That the committee review the terms of reference to ensure all relevant community areas are represented to cover the Action Plan.**
- (iii) That Council advertise for interested parties to nominate to be on the Access Advisory Working Group which will review matters of access and provide information and recommendations to the Wellbeing Advisory Committee.**
- (iv) That once established the Access Advisory Working Group review the currency of the Disability Action Plan.**

**The Amendment on being put to the vote was CARRIED and became the substantive Motion.**

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

**16.4 FOR DECISION: Minutes - Traffic Advisory Committee - 4 June 2019**

*Ref: AINT/2019/14220 (ARC16/0168)*

135/19

**Moved Cr Martin**

**Seconded Cr Murat**

- (a) That the Minutes of the Traffic Advisory Committee meeting held 4<sup>th</sup> June via email, be noted.
- (b) That the Special Event Transport Management Plan for the TAS 125km Trek Armidale Regional Council local roads, in accordance with the submitted Traffic Management Plans and any special conditions required by the NSW Police be approved.
- (c) That the Council endorses the use of Armidale Regional Council local roads only, in accordance with the submitted Traffic Management Plans and Traffic Control Plans, and subject to any special conditions imposed by the NSW Police Sydney incident planning unit.
- (d) That organisers provide Council copies of required approvals from the Roads and Maritime Services, Bellingen, Coffs Harbour and Clarence Valley Councils' for the use of the respective roads under their management.
- (e) That the closure of the Cinders Lane main car park for the Diversity Expo from 7am until 2pm on Wednesday the 12<sup>th</sup> June 2019, be endorsed.
- (f) That "No Parking" signs be installed to the eastern side of Marsh Street between Kentucky Street and College Avenue.
- (g) That the road centreline be painted in Marsh Street between Kentucky Street and College Avenue with addition line marking toward Mosman Street to highlight the shift in the centreline.
- (h) That a temporary "No Parking zone Water Trucks Excepted" be installed on the eastern side of Mott Street between Mann Street and Webb Place for 100m from the Mann Street intersection.

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

**16.5 FOR DECISION: Minutes - Business Advisory Committee - 4 June 2019**

*Ref: AINT/2019/14459 (ARC16/0169)*

136/19

**Moved Cr Gray**

**Seconded Cr Martin**

**(a) That the Minutes of the Minutes of the Business Advisory Committee meeting held on 4 June 2019 be noted and endorsed.**

**i. That a brief be composed for Ian Mason regarding:**

- Where we are at the moment?**
- Where we want to be in the future?**
- Celebrating technology, cultural and food diversity and sustainability.**

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

**16.6 FOR INFORMATION: Notes of the Audit and Risk Committee Meeting - 28 May 2019**

*Ref: AINT/2019/14287 (ARC16/0522-2)*

137/19

**Moved Cr O'Connor**

**Seconded Cr Gray**

**That the Notes of the Audit and Risk Committee meeting which was inquorate and held on 28 May 2019 be noted.**

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

17. MATTERS OF AN URGENT NATURE – N/A

18. QUESTIONS ON NOTICE

**SUSPENSION OF STANDING ORDERS**

138/19

**Moved Cr Widders**

**Seconded Cr Galletly**

**That Standing Orders be suspended at 6.20pm.**

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

**RESUMPTION OF STANDING ORDERS**

139/19

**Moved Cr Galletly**

**Seconded Cr Gray**

**Standing Orders were resumed at 6.31pm.**

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

**PROCEDURAL MOTION**

140/19

**Moved Cr Bailey**

**Seconded Cr Widders**

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

- 19.1 FOR DECISION: Management and Operation of the Guyra Recycling Centre and Transfer Station. (AINT/2019/11776) - *As this report deals with commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council (Section 10A (2)(d)(ii) of the Local Government Act 1993). Council closes this meeting in accordance with Council's Code of Meeting Practice, as consideration of this matter in open Council would be contrary to the public interest.*
- 19.2 FOR DECISION: Overdue Debts Write Off. (AINT/2019/14126) - *As this report deals with the personal hardship of any resident or ratepayer (Section 10A(2)(b) of the Local Government Act 1993). Council closes the meeting, in accordance with Council's Code of Meeting Practice, as consideration of this matter in open Council would be contrary to the public interest.*
- 19.3 FOR DECISION: Reconstituting Membership of the Chief Executive Officer's Performance Review Panel. (AINT/2019/14481) - *As this report deals with personnel matters concerning particular individuals (Section 10A(2)(a) of the Local Government Act 1993). Council closes the meeting, in accordance with; AND deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege (Section 10A(2)(g) of the Local Government Act 1993). Council closes the meeting, in accordance with Council's Code of Meeting Practice, as consideration of this matter in open Council would be contrary to the public interest.*

**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.**

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

Council entered Closed Session at 6:31pm.

Council returned to Open Session at 7:24pm.

**RESUMPTION OF MEETING**

141/19

**Moved Cr Widders**

**Seconded Cr Martin**

**That the recommendations of Closed Session be adopted.**

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

19. CLOSED SESSION

**19.1 FOR DECISION: Management and Operation of the Guyra Recycling Centre and Transfer Station**

*Ref: AINT/2019/11776 (ARC16/1241)*

142/19

That Council adopts the exemption to tender as per LGAct93 Section 55 (3), amending contract 2011/03 to include the Agreement for the Management and Operation of the Guyra Recycling Centre and Transfer Station and allowing delegated authority to the CEO for amendment of contract 2011/03 for Provision of Recyclables Collection and Processing Services for Armidale to include the current provision of recyclables collection and processing services to Guyra in order to achieve alignment of contracted services to Armidale and Guyra communities as a result of the merger.

The Motion on being put to the vote was CARRIED.

**19.2 FOR DECISION: Overdue Debts Write Off**

*Ref: AINT/2019/14126 (ARC18/2692)*

143/19

That Council write off the overdue debts totalling \$24,804.75 as outlined in the report.

The Motion on being put to the vote was CARRIED.

**19.3 FOR DECISION: Reconstituting Membership of the Chief Executive Officer's Performance Review Panel**

*Ref: AINT/2019/14481 (ARC18/2692)*

144/19

- a) That the report on the Chief Executive Officer's Performance Review Panel be noted.
- b) That Council consider the implications of the Report and, in order to mitigate risk, form a panel of Councillors for the Chief Executive Officer's Performance Review Panel.
- c) That nominations be sought for the Chief Executive Officer's Performance Review Panel.

The Motion on being put to the vote was CARRIED.

**MOTION**

145/19

Cr Widders and Cr O'Brien were nominated to the Chief Executive Officer's Performance Review Panel.

The Motion on being put to the vote was CARRIED.

There being no further business the Mayor declared the meeting closed at 7.24pm.