



ORDINARY MEETING OF COUNCIL

Held on

Wednesday, 26 July 2017

9am

at

Guyra Council Chambers

PRESENT: Administrator, Dr Ian Tiley.

IN ATTENDANCE: Mr Peter Dennis (Chief Executive Officer), Mr Lindsay Woodland (Group Leader Organisation Services), Mr Mark Piorkowski (Group Leader Service Delivery), Mr Keith Lockyer (Service Leader Finance and Information Technology), Ms Leah Cook (Service Leader Asset Planning and Design) and Mrs Jessica Bower (Executive Officer).

MINUTES

1. CIVIC PRAYER AND RECOGNITION OF TRADITIONAL OWNERS
ADVICE REGARDING TAPING OF MEETINGS

The Administrator advised that a new public address system was to be used for the first time at the meeting and that future Council meetings would be live streamed online.

The Administrator noted that a plaque had been installed in the adjacent library denoting and paying tribute to the first Guyra Shire Council members (1906) and the members of the final Council which was merged on 12 May 2016.

The Administrator noted that group photographs of former Shire Presidents and Mayors to 1981 and thereafter Council and senior staff group photographs were now on display in the Guyra Council Chambers.

2. CONFIRMATION OF PREVIOUS MINUTES

CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 28 JUNE 2017

RECOMMENDATION:

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

The recommendation was ADOPTED.

3. DECLARATIONS OF INTEREST

The Administrator declared a non-pecuniary interest in relation to item 8.4 FOR INFORMATION: New England Weeds Authority - Minutes of the Meeting held 26 April 2017, as Dr Tiley attended that meeting.

4. HAVE YOUR SAY ON AN AGENDA ITEM

Mr Peter Bailey spoke on item 7.3.3 FOR DECISION: Approval of the Stage 1 budget for the office accommodation upgrade of the former Armidale Regional Council War Memorial Library.

5. DEPUTATIONS BY GROUPS/COMMUNITY ORGANISATIONS

Nil.

6. ADMINISTRATOR MINUTES

Nil.

7. REPORTS OF OFFICERS

7.1 OUR ENVIRONMENT

7.1.1 Alcohol Free Zones - Armidale CBD

Ref: AINT/2017/12197 (ARC16/0867)

200/17

RECOMMENDATION:

- a) That Alcohol Free Zones, in accordance with Part 4 of Chapter 16 of the Local Government Act 1993, be established for a period of four years from a date seven days after the publication of a public notice under Section 644B of the Act, to cover the following public roads:

Allingham Street	between Rusden and Beardy Streets,
Barney Street	between Dangar and Faulkner Streets,
Beardy Street	between Niagara and Dangar Streets,
Beardy Street	between Faulkner and Taylor Streets,
Butler Street	between Beardy and Barney Streets,
Burton Lane	between Woodward and Faulkner Streets,
Cinders Lane,	
Coucon Lane	off Allingham Street between Rusden and Beardy Streets,
Dangar Street	between Moore and Barney Streets,
Dangar Street	between Dumaresq and Kirkwood Streets,
Dumaresq Street	between Markham and Taylor Streets,
Faulkner Street	between Kirkwood and Barney Streets,
Jessie Street	between Rusden and Dumaresq Streets,
Kirkwood Street	between Marsh and Markham Streets,
Markham Street	between Dumaresq and Barney Streets,
Marsh Street	between Kirkwood and Barney Streets, excluding the road frontage to 110-112 Marsh Street, adjacent to "Jean Pierre's" restaurant,
Moore Street	between Faulkner and Dangar Streets, excluding the road frontage of 24 Moore Street, adjacent to "Rene on the Mews" café,
Naughten Avenue	between Taylor and Marsh Streets,
Niagara Street	between Beardy and Barney Streets,
O'Connor Place	between Cinders Lane and Rusden Street,
O'Dell Street	between Beardy and Barney Streets,
Ohio Street	between Beardy and Barney Streets,
Rusden Street	between Niagara and Taylor Streets,
Solomon Avenue,	
Tingcombe Street,	
West Avenue,	
Woodward Street	between Dumaresq and Marsh Streets.

NOTE: *The Alcohol Free Zone established between Marsh Street and Jessie Street throughout the Beardy Street Mall West, Central and East Areas does not apply to the consumption of alcohol served as part of a meal, via table service from an appropriately licensed premises and consumed within an outdoor dining setting for the duration of the NSW Small Business Commissioners outdoor dining trial. Nor does it apply to the tasting of alcoholic beverages for marketing and promotion purposes, carried out at a market*

or festival event within the Beardy Street Mall West, Central and East Areas subject to the following conditions;

- i. Tasting cups are to be served in plastic drinking apparatus of not more than 100ml capacity.***
- ii. The lifting of the prohibition does not preclude Council or the Police from taking any action considered necessary under the provisions of all relevant legislation.***
- iii. Any necessary Liquor licences through the Office of Liquor, Gaming and Racing must be obtained prior to the period's identified events.***

Narwan Village / Galloway Street (East) Area

Archibald Street,	
Cookes Road	between Mann Street and Long Swamp Road,
Long Swamp Road	between Mossman Street and Galloway Street,
Mann Street	between Canambe Street and the western entrance to the Armidale Traffic Education Centre, 2-16 Mann Street
Mossman Street	between Canambe Street and Cookes Road,
De Silva Avenue,	
Smith Street	
Bracken Street,	
Bower Place,	
Chisholm Lane,	
Dale Crescent,	
Galloway Street	between Kennedy Street and Long Swamp Road,
Heagney Close,	
Morson Avenue,	
Murtagh Close,	
Parry Parade,	
See Avenue.	

Girraween Area

Alexander Street,	
Bailey Crescent,	
Bain Crescent,	
Brogan Street,	
Claude Street	from Dumaresq Creek to the bypass,
Edward Street,	
Golgotha Street	from Tancredi Street to Claude Street,
Hiddens Street,	
McIntosh Crescent,	
Niagara Street	from Tancredi Street to Dumaresq Creek,
Purkiss Street,	
Queen Elizabeth Drive	from Dumaresq Creek to the bypass,
Samuelson Crescent,	
Tancredi Street	unformed section from Niagara Street to Golgotha Street.

- (b) That the proposed Alcohol Free zones also include the following public car parks:**

**APEX Lookout Car Park at the Western End of Jeffrey Street,
'Aquatic Centre Car Parks', corner of Markham and Dumaresq Streets, and off**

**Dumaresq Street,
'Cinders Lane Car Park' off Cinders Lane
'Dumaresq Street Car Park', east of the Aquatic Centre,
Former 'Gasworks Car Park', corner of Allingham and Beardy Streets,
'Naughten Avenue Car Park', Naughten Avenue,
'Rusden Street Car Park' including decked area, between Rusden, Faulkner and Marsh
Streets,
'Rusden/Jessie Street Car Park', between Rusden and Jessie Streets,
'Tourist Information Centre Car Park', off Dumaresq Street and adjacent to Marsh
Street.**

- (c) That the establishment of the above Zones be subject to public notice and signposting, in accordance with Sections 644B and 644C of the Local Government Act 1993.
- (d) That the Police Local Area Commander and the officer-in-charge of the local Police Station be notified of this resolution so that the zone operates and can be enforced effectively. The local Liquor Accord, existing liquor licensees/club secretaries in the relevant areas, as well as the local Aboriginal Land Council, Community Drug Action Team and Community Safety and Gayinyaga Committees are also to be notified of the Council's decision.

The recommendation was ADOPTED.

7.1.2 FOR DECISION: Stronger Country Communities Fund Projects

Ref: AINT/2017/12692 (ARC17/2220)

201/17

RECOMMENDATION:

That Council support an application(s) to the 2017-18 Stronger Country Community Fund for project(s) as detailed in the report.

The recommendation was ADOPTED.

7.2 OUR GOVERNANCE

7.2.1 FOR DECISION: Economic Development Strategy (EDS)

Ref: AINT/2017/11659 (ARC16/0874)

202/17

RECOMMENDATION:

- a) That the Draft Economic Development Strategy (EDS) be accepted and placed on public exhibition for 28 days from 12noon 26 July 2017 to 12noon 22 August 2017.
- b) That submissions received be considered by the incoming Council, which will thereafter endorse the EDS with any amendments considered necessary.

The recommendation was ADOPTED.

7.2.2 FOR DECISION: Write Off - Outstanding Rates & Charges

Ref: AINT/2017/11571 (ARC16/0045-3)

203/17

RECOMMENDATION:

- a) That Council note the changes implemented to supplementary list processing have mitigated the circumstances in which outstanding balances were left on historical properties.
- b) That \$1,319.61 in outstanding rates and charges on assessment 13036-9 be written off.
- c) That \$5,753.74 in outstanding rates and charges on assessment 18481-2 be written off.
- d) That \$1,374.78 in outstanding rates and charges on assessment 19978-6 be written off.
- e) That \$5,058.96 in outstanding rates and charges on assessment 21756-2 be written off.
- f) That \$3,372.08 in outstanding rates and charges on assessment 22347-9 be written off.
- g) That \$3,963.82 in outstanding rates and charges on assessment 22820-5 be written off.
- h) That \$10,567.00 in outstanding rates and charges on assessment 2158-4 be written off.
- i) That \$9,891.76 in outstanding rates and charges on assessment 4628-4 be written off.

The recommendation was ADOPTED.

7.2.3 FOR INFORMATION: Cash & Investments Report June 2017

Ref: AINT/2017/11637 (ARC17/2153)

204/17

RECOMMENDATION:

That the Cash and Investments report for Armidale Regional Council as at 30 June 2017 be received and noted.

The recommendation was ADOPTED.

7.3 OUR INFRASTRUCTURE

7.3.1 FOR DECISION: Paid Parking at Armidale Regional Airport

Ref: AINT/2017/09486 (ARC17/2000)

205/17

RECOMMENDATION:

- a) That the submissions received on the proposal to introduce paid overnight parking at the airport be noted.
- b) That the following airport parking fee structure be approved and capped for a period of three (3) years:
 - (i) Parking for up to 3 hours – free

- (ii) Parking for over three hours, but not past midnight – \$5
- (iii) Parking for over three hours, and past midnight (i.e. overnight) - \$10
- c) That Council prepare a communications plan for the implementation of paid parking.
- d) That the parking fees do not commence until after upgrading and expansion of airport parking has occurred.
- e) That any revenue from paid parking, be used to fund the cost of parking infrastructure, maintenance and operations. Further, that should any surplus funds become available that these be used to offset costs of other airport infrastructure.
- f) That the potential for improved public transport options to and from the airport be further investigated.

The recommendation was ADOPTED.

7.3.2 FOR INFORMATION: Guyra Main Street Reconstruction – Update

Ref: AINT/2017/11641 (ARC17/1518)

206/17

RECOMMENDATION:

That the progress report on the Guyra Main Street Reconstruction be noted.

The recommendation was ADOPTED.

7.3.3 FOR DECISION: Approval of the Stage 1 budget for the office accommodation upgrade of the former Armidale Regional Council War Memorial Library

Ref: AINT/2017/12332 (ARC17/2102)

207/17

RECOMMENDATION:

- (a) That the Stage 1 office accommodation budget of \$1.4 million for the upgrade and refurbishment of the former Armidale Regional War Memorial Library be approved;
- (b) That the Water and Sewer business fund Stage 1 development and own and occupy the old Library.
- (c) That the costs associated with the urgent repairs to the Civic Administration Building of \$1 million for the upgrading of the Fire and Safety Egress, BCA/DDA and air conditioning systems be approved so that Council can become compliant with legislation .
- (d) That the required budget for Stages 2 & 3 of the Office Accommodation project that relates to the upgrade of the Civic Administration Building proposed for development in the 2018/19 financial year and 2019/20 financial year be noted in preparation of future budgets. Prior to the subsequent financial years further submissions for approval will be submitted to Council for approval.
- (e) That the Land and Building asset be transferred to Water Fund from General Fund at the Fair Value amount on the General Fund Balance Sheet as at 30 June 2017.

The recommendation was ADOPTED.

7.3.4 Armidale War Memorial Library Project Status

208/17

RECOMMENDATION:

The Armidale War Memorial Library Project Status is noted.

The recommendation was ADOPTED.

7.4 OUR PEOPLE

7.4.1 FOR DECISION: Draft Arts & Cultural Strategic Plan 2017-2022

Ref: AINT/2017/11922 (ARC16/0485)

209/17

RECOMMENDATION:

- a) **That the Draft Arts and Cultural Strategic Plan 2017-2022 be accepted and placed on public exhibition for 28 days from 12noon 26 July 2017 to 12noon 22 August 2017.**
- b) **That submissions received to the Arts and Cultural Strategic Plan be considered by the incoming Council, which will thereafter endorse the Plan with any amendments considered necessary.**

The recommendation was ADOPTED.

7.4.2 FOR DECISION: Armidale to submit EOI to host 2020 World Endurance Mountain Bike Championships

Ref: AINT/2017/12517 (ARC16/0083)

210/17

RECOMMENDATION:

- a) **That Council notes the New England Mountain Bikers Inc. bid for Armidale to host the 2019 World Endurance Mountain Bike Organisation Championships was unsuccessful; and**
- b) **That Council supports the New England Mountain Bikers Inc. in their bid to host the 2020 World Endurance Mountain Bike Organisation Championships; and**
- c) **That Council reallocate the \$25,000 sponsorship previously approved by Council for the 2019 Championships bid to the 2020 Championships bid to be paid over three years 2017, 2019, 2020.**

The recommendation was ADOPTED.

**7.4.3 FOR DECISION: Armidale to host 2018 National Championships - XCO Cross
Country Mountain Bike.**

Ref: AINT/2017/12554 (ARC16/0083)

211/17

RECOMMENDATION:

- a) That Council acknowledges the successful bid by the New England Mountain Bikers Inc. to host the 2018 Cross Country Mountain Bike National Championships in Armidale, and;
- b) That Council approves \$10,000 sponsorship support to the New England Mountain Bikers Inc. towards the \$30,000 hosting fee as levied by Mountain Bike Australia.

The recommendation was ADOPTED.

8. COMMITTEE REPORTS

**8.1 FOR DECISION: Community Safety Advisory Committee - Minutes of the
meeting held on 13 June 2017**

Ref: AINT/2017/10002 (ARC16/0560)

212/17

RECOMMENDATION:

That the Minutes of the Community Safety Advisory Committee meeting held on 13 June 2017 be noted and the following recommendation endorsed:

- a) That the updated ad outlining the new legislation in providing alcohol to minors be screened during September/October 2017 and December/January 2018.
- b) That the Traffic Committee consider a road safety assessment around Ben Venue School.

The recommendation was ADOPTED.

**8.2 FOR DECISION: Youth Advisory Committee – Minutes of meeting held 26 June
2017**

Ref: AINT/2017/11449 (ARC16/0591)

213/17

RECOMMENDATION:

That the Minutes of the Youth Advisory Committee meeting held on 26 June 2017 be noted.

The recommendation was ADOPTED.

**8.3 FOR DECISION: Traffic Advisory Committee - Minutes of the meeting held 4
July 2017**

Ref: AINT/2017/11600 (ARC16/0168)

214/17

RECOMMENDATION:

- a) That the Minutes of the Traffic Advisory Committee meeting held on 4 July 2017 be noted.
- b) That the Armidale City Public School Bus Zone located in Faulkner Street be reduced

from the southern end to a length of 46.5m.

- c) That the section removed from the Armidale City Public School Bus Zone located at the southern end Faulkner Street be changed to No Parking during school zone times.
- d) That the Special Event Transport Management Plan for the New England Antique Machinery Club – Rally Advertising Run 10th October 2017, be approved as per the Special Events Transport Management Plan.
- e) That Council approve the use of local Armidale roads for the Earl Page College Coast Run occurring from Friday 25th August 2017 to Saturday 26th August 2017, in accordance with the submitted Traffic Management Plans and subject to any special conditions required by NSW Police Force. Additionally the organising committee be advised that approval must be sought from the Roads and Maritime Services for the use of roads under their jurisdiction.
- f) That approval be granted for the Transport Management Plan for the Greater Bank Armidale Fun Run 5th November 2017, subject to NSW Police endorsement of a public assembly and the associated road closures, and any additional requirements that may be requested by NSW Police.
- g) That a 20m “No Stopping” zone be installed on the eastern side of Kurrawatha Ave at the intersection with Uralla Road and then followed with a 10m “No Parking” zone period restricted for school days.
- h) That a 20m “No Stopping” zone be installed on the western side of the Kurrawatha Ave at the intersection with Uralla Road.
- i) That no action be taken in relation to the UNE pedestrian crossing concerns as investigation have shown that all crossings comply with RMS requirements.

The recommendation was ADOPTED.

**8.4 FOR INFORMATION: New England Weeds Authority - Minutes of the Meeting
held 26 April 2017**

Ref: AINT/2017/10629 (ARC16/0463)

215/17

RECOMMENDATION:

That the minutes from the New England Weeds Authority meeting on 26 April 2017 be noted.

The recommendation was ADOPTED.

**8.5 FOR INFORMATION: Environmental Sustainability Advisory Committee - Notes
of inquorate meeting held 15 June 2017** *Ref: AINT/2017/10258 (ARC16/0864)*

216/17

RECOMMENDATION:

That it be noted that the minutes cannot be confirmed given that a quorum was not present at the meeting.

The recommendation was ADOPTED.

Committee Recommendation:

That the notes of the inquorate meeting of the Environmental Sustainability Advisory Committee meeting held on 15 June be noted.

**8.6 FOR INFORMATION: Access Advisory Committee - Minutes of the meeting held
on 22 June 2017** *Ref: AINT/2017/10566 (ARC16/0524-3)*

217/17

RECOMMENDATION:

That the Minutes of the Access Advisory Committee meeting held on 22 June 2017 be noted.

The recommendation was ADOPTED.

**8.7 FOR INFORMATION: Wollomombi Local Area Committee - Minutes of the
meeting held 27 June 2017** *Ref: AINT/2017/11660 (ARC16/0229)*

218/17

RECOMMENDATION:

That the Minutes of the Wollomombi Local Area Committee meeting held on 27 June 2017 be noted.

The recommendation was ADOPTED.

**8.8 FOR INFORMATION: Minutes of the Business Advisory Committee Meeting
held on 20 July 2017**

Ref: AINT/2017/12516 (ARC17/2172)

219/17

RECOMMENDATION:

That the Minutes of the Business Advisory Committee meeting held on 20 July 2017 be noted and the following recommendations be endorsed:

- (a) That the Business Advisory Committee Terms of Reference be accepted;**
- (b) That the new Council appoint a Councillor as Chairperson of the Business Advisory Committee following the September 2017 election and that a second Councillor serve on the Committee;**
- (c) That Council's business directory be enhanced with the options suggested by Locals for Locals, subject to budgetary constraints;**
- (d) That the report on Armidale Mall and Beardy Street Guyra Update be noted; and**
- (e) That the report on the Small Business Friendly Council Program be noted.**

The Administrator further included:

- (f) That Council now adopt the Terms of Reference of the Business Advisory Committee.**

The recommendation was ADOPTED.

9. PUBLIC FORUM
Nil.

DECISIONS FROM CLOSED SESSION

220/17

RECOMMENDATION:

**Members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 10A(s) of the Local Government Act, 1993 as the items lists come within the following provisions:-
The recommendation was ADOPTED.**

- 10.1 FOR DECISION: Kolara Expressions of Interest. (AINT/2017/11708) - *As this report 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 (Section 10A(2)(c) 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.***

- 10.2 FOR INFORMATION: Quarterly Debt Recovery Report. (AINT/2017/11612) - *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.*
- 10.3 FOR DECISION: CB Newling Feasibility Assessment. (AINT/2017/12719) - *As this report deals with commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i) of the Local Government Act 1993). Council closes part of 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.*

RESUMPTION OF MEETING

221/17 **RECOMMENDATION:**

That the decisions of Closed Session be noted as follows:-

The recommendation was ADOPTED.

10. CLOSED SESSION

10.1 FOR DECISION: Kolora Expressions of Interest *Ref: AINT/2017/11708 (ARC17/2203)*

222/17 **RECOMMENDATION:**

- a) **That the Expressions of Interest received be noted.**
- b) **That should Council receive feasible Expressions of Interest from suitably experienced Aged Care Facility operators/managers, that Council approve the commencement of the tender process to identify the most appropriate, cost effective and efficient Operation and Management Model for the new Kolora Aged Care Facility.**

The recommendation was ADOPTED.

10.2 FOR INFORMATION: Quarterly Debt Recovery Report

Ref: AINT/2017/11612 (ARC16/0045-3)

223/17 **RECOMMENDATION:**

That the outstanding debtors and actions being taken to recoup monies owed to Council as at June 2017 be noted and that Original Debt of the accounts contained within this report be noted as totalling \$713,154.31.

The recommendation was ADOPTED.

10.3 FOR DECISION: CB Newling Feasibility Assessment Ref: AINT/2017/12719 (ARC16/0344)

224/17

RECOMMENDATION:

- a) That Council notes the feasibility study on the Old Teacher's College (CB Newling Centre) which indicates that it is highly unlikely that the CB Newling Centre could be operated viably where Council acts as the Corporate Trust Manager;
- b) That Council declines the invitation from Department of Industry – Lands to become the Corporate Trust Manager of the CB Newling Centre; and
- c) That Armidale Regional Council should continue to work closely with the Department of Industry – Lands to explore alternative options for the Corporate Trust Management of the CB Newling Building after the University of New England relinquishes its role as the Corporate Trust Manager.

The recommendation was ADOPTED.

There being no further business the Administrator declared the meeting closed at 9:54am.