

Richmond
Valley
Council



MINUTES

**Ordinary Council Meeting
18 May 2021**

ORDER OF BUSINESS

1	ACKNOWLEDGEMENT OF COUNTRY	4
2	PRAYER	4
3	PUBLIC ACCESS AND QUESTION TIME	4
	3.1 Public Access and Question Time – Item 17.6 Naughtons Gap Road Update	4
4	APOLOGIES	5
5	MAYORAL MINUTES	5
	Nil	
6	CONFIRMATION OF MINUTES	5
	6.1 Minutes Ordinary Meeting held on 20 April 2021	5
	6.2 Internal Audit and Risk Committee Minutes 4 May 2021	6
7	MATTERS ARISING OUT OF THE MINUTES	6
8	DECLARATION OF INTERESTS	6
9	PETITIONS	6
	Nil	
10	NOTICE OF MOTION	6
	10.1 Notice of Motion - Cr Stephen Morrissey - Closure of ANZ Bank Casino.....	6
	10.2 Notice of Motion - Cr Robert Hayes, Artificial Reef Evans Head	7
	10.3 Notice of Motion - Cr Robert Hayes, Airforce Beach Access	7
11	MAYOR’S REPORT	8
	11.1 Mayoral Attendances 11 April to 9 May 2021	8
12	DELEGATES’ REPORTS	8
	12.1 Delegates’ Report Submitted to May 2021 Ordinary Meeting	8
13	MATTERS DETERMINED WITHOUT DEBATE	8
	13.1 Matters to be Determined Without Debate.....	8
14	GENERAL MANAGER’S REPORTS	9
	14.1 Draft Revised Delivery Program 2017/2022, Draft Operational Plan 2021/2022 (including Draft Financial Estimates 2021/2025), Draft Revenue Policy 2021/2022 and Draft Long Term Financial Plan 2021/2031.....	9
	14.2 Proposed Reclassification of Community Land.....	10
	14.3 Regional Waste Investment Opportunities.....	11
15	FINANCIAL REPORTS	12
	15.1 Quarterly Budget Review Statement for the Quarter Ended 31 March 2021.....	12
	15.2 Review of Council's Investment Policy	13
	15.3 Financial Analysis Report - April 2021	13
16	GENERAL BUSINESS	14
	16.1 Secondary Dwellings - Proposed LEP Amendment via the new Housing SEPP.....	14
	16.2 Proposed Road Closure and Sale of Jabiru Lane Casino.....	15

17	MATTERS FOR INFORMATION	15
17.1	Development Applications determined under the Environmental Planning and Assessment Act for the period 1 April 2021 to 30 April 2021	16
17.2	Grant Application Information Report - April 2021	16
17.3	Review of Asbestos Policy	16
17.4	Community Financial Assistance Program 2020/2021 Round Two.....	16
17.5	Section 7.11, 7.12 and S64 Development Contributions and Expenditure Update 2020/2021.....	17
17.6	Naughtons Gap Road Update	17
17.7	Northern Rivers Livestock Exchange Statistics as at 31 March 2021	17
18	QUESTIONS ON NOTICE	17
	Nil	
19	QUESTIONS FOR NEXT MEETING (IN WRITING)	17
20	MATTERS REFERRED TO CLOSED COUNCIL	18
20.1	VP233805 Casino Drill Hall Memorial Walk, Coronation Park and Viewing Platform.....	18
20.2	Construction of Casino Memorial Pool Upgrade - Stage 1.....	18
21	RESOLUTIONS OF CLOSED COUNCIL	19
20.1	VP233805 Casino Drill Hall Memorial Walk, Coronation Park and Viewing Platform.....	18
20.2	Construction of Casino Memorial Pool Upgrade - Stage 1.....	18

**MINUTES OF RICHMOND VALLEY COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 10 GRAHAM PLACE, CASINO
ON TUESDAY, 18 MAY 2021 AT 5.00PM**

Please note: these minutes are subject to confirmation at the next Council Meeting. Decisions recorded in the draft minutes are subject to the Council's Code of Meeting Practice in relation to rescinding decisions.

PRESENT: Cr Robert Mustow (Mayor), Cr Stephen Morrissey (Deputy Mayor), Cr Robert Hayes, Cr Jill Lyons, Cr Daniel Simpson

IN ATTENDANCE: Vaughan Macdonald (General Manager), Angela Jones (Director Community Service Delivery), Ryan Gaiter (Director Organisational Services), Ben Zeller (Director Projects & Business Development), Jenna Hazelwood (Leader Strategy), Dean Fordham (Principal Accountant), Kate Allder-Conn (Governance Coordinator), Julie Clark (Personal Assistant to the General Manager and Mayor), Daniel Goulding (IT Support Officer).

1 ACKNOWLEDGEMENT OF COUNTRY

The Mayor provided an Acknowledgement of Country by reading the following statement on behalf of Council:

"Richmond Valley Council recognises the people of the Bundjalung Nations as Custodians and Traditional Owners of this land and we value and appreciate the continuing cultural connection to lands, their living culture and their unique role in the life of this region in the past, present and future."

2 PRAYER

The meeting opened with a prayer by the General Manager.

3 PUBLIC ACCESS AND QUESTION TIME

3.1 PUBLIC ACCESS AND QUESTION TIME - ITEM 17.6 NAUGHTONS GAP ROAD UPDATE

Ms Liz Stops addressed the meeting in relation to Item 17.6 Naughtons Gap Road Update, outlining the impact of the increase of traffic on Manifold Road. Ms Stops asked the following questions:

1. Could Council please take steps to lower the speed limit in Manifold Road to 80km/hour over its whole length for the duration of the Naughtons Gap closure?
2. If Richmond Valley Council is not the relevant authority to alter the speed limit, could Council please act on behalf of residents and ratepayers to bring this change about through whichever government body does have the authority?

The General Manager responded by advising the following:

The speed limit on all NSW roads is set by Transport for NSW (TfNSW) and is usually only adjusted after review by the Local Traffic Committee (LTC) and a report to Council. The LTC comprises of a TfNSW representative, a NSW Police representative, Council Engineering staff, Local Member of Parliament and a Councillor.

Requests for speed reduction are generally reported to the LTC, which considers whether a change to the speed is warranted. However, ultimately, authority lies with TfNSW.

Council staff have made enquiries with TfNSW's Road Safety Officer regarding this request and their advice is that the majority of Manifold Road is suitable for the 100km/hour speed limit as there have been no changes to the number of driveways or intersections, only an increase in traffic.

If there are any specific road safety concerns near driveways or intersections, then appropriate warning signage may be useful. Council staff are able to investigate additional signage if a specific location is identified.

Council is also going to install traffic monitoring equipment to collect traffic data relating to speed, volumes, times and types of traffic.

The Mayor thanked Ms Stops for her address to the meeting.

4 APOLOGIES

4.1 APOLOGY

RESOLUTION 180521/1

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That the apology received from Cr Cornish be accepted and leave of absence granted.

CARRIED

4.2 APOLOGY

RESOLUTION 180521/2

MOVED: CR STEPHEN MORRISSEY

SECONDED: CR JILL LYONS

THAT THE LATE APOLOGY RECEIVED FROM CR HUMPHRYS BE ACCEPTED AND LEAVE OF ABSENCE GRANTED.

CARRIED

5 MAYORAL MINUTES

Nil

6 CONFIRMATION OF MINUTES

6.1 MINUTES ORDINARY MEETING HELD ON 20 APRIL 2021

RESOLUTION 180521/3

Moved: Cr Daniel Simpson

Seconded: Cr Stephen Morrissey

That Council confirms the Minutes of the Ordinary Meeting held on 20 April 2021.

CARRIED

6.2 INTERNAL AUDIT AND RISK COMMITTEE MINUTES 4 MAY 2021**RESOLUTION 180521/4**

Moved: Cr Daniel Simpson

Seconded: Cr Robert Hayes

That Council receives and notes the Minutes of the Internal Audit and Risk Committee Meeting held on 4 May 2021.

CARRIED

7 MATTERS ARISING OUT OF THE MINUTES

Nil

8 DECLARATION OF INTERESTS

Cr Mustow declared a pecuniary interest in relation to Item 10.1 Notion of Motion – Cr Stephen Morrissey – Closure of ANZ Bank Casino, due to being a customer of the ANZ Bank.

9 PETITIONS

Nil

The Mayor vacated the Chair at 5.11pm and left the Chamber.

The Deputy Mayor chaired the meeting for this item.

10 NOTICE OF MOTION**10.1 NOTICE OF MOTION - CR STEPHEN MORRISSEY - CLOSURE OF ANZ BANK CASINO**

I, Councillor Stephen Morrissey, give notice that at the next Ordinary Meeting of Council to be held on 18 May 2021, I intend to move the following motion:

RESOLUTION 180521/5

Moved: Cr Stephen Morrissey

Seconded: Cr Robert Hayes

That Council:

1. Notes the financial results for the 'big four' banks, ANZ, NAB, Westpac and Commonwealth, outlined in a Sydney Morning Herald article on 8 May 2021, which highlighted that "...the big four banks, half year profits soared by an average 62%, dividends rebounded sharply, and lenders have said they have billions in excess capital that is likely to ultimately find its way into shareholders' pockets",
2. Given the positive results for the banks despite the pandemic, approves that the General Manager writes to the Chief Executive Officer of the ANZ Banking Group, Mr Shayne Elliot, in response to advice from the ANZ District Manager Mr Glenn Schofield, expressing Council's serious concern at the closure of the Casino branch and seeking re-consideration

of the decision,

3. Approves that the General Manager writes to the CEO's of the other 'big four' banks Westpac, Commonwealth and National Australia Banks and our other local financial institutions, thanking them for their continued support for the Richmond Valley business community and emphasising the importance of their branch outlets and seeking an assurance to keep their branches operational in Casino and Evans Head.
4. Approves that the General Manager writes to the Deputy Premier and Minister for Regional NSW, the Hon. John Barilaro MP, highlighting the importance of local banking facilities to regional communities and seeking his support to influence the 'big four' banks to maintain these facilities in the Richmond Valley and similar regional NSW communities.

CARRIED

The Deputy Mayor vacated the Chair and the Mayor returned to chair the meeting at 5.15pm.

10.2 NOTICE OF MOTION - CR ROBERT HAYES, ARTIFICIAL REEF EVANS HEAD

I, Councillor Robert Hayes, give notice that at the next Ordinary Meeting of Council to be held on 18 May 2021, I intend to move the following motion:

RESOLUTION 180521/6

Moved: Cr Robert Hayes
Seconded: Cr Daniel Simpson

That Council make a submission to the Department of Primary Industries' current expression of interest, nominating Evans Head as a suitable location for an artificial reef.

Note: It was agreed the preference for the placement of the artificial reef be adjacent to the northern end of Airforce beach.

CARRIED

10.3 NOTICE OF MOTION - CR ROBERT HAYES, AIRFORCE BEACH ACCESS

I, Councillor Robert Hayes, give notice that at the next Ordinary Meeting of Council to be held on 18 May 2021, I intend to move the following motion:

RESOLUTION 180521/7

Moved: Cr Robert Hayes
Seconded: Cr Daniel Simpson

That Council:

1. Review and consider alternate arrangements for four-wheel drive access to the recently closed areas on Airforce Beach, from Boundary Creek towards the South to the black rocks, so that local "Senior" beach Fishers can gain entry to this area on a regular basis for their preferred relaxation activity.
2. Following investigation, a report be presented to Council's June Ordinary meeting for consideration.

3. Receives and notes the letters of support provided from local fishers.

CARRIED

11 MAYOR'S REPORT

11.1 MAYORAL ATTENDANCES 11 APRIL TO 9 MAY 2021

RESOLUTION 180521/8

Moved: Cr Robert Mustow

Seconded: Cr Stephen Morrissey

That Council receives and notes the Mayor's attendance report from 11 April to 9 May 2021.

CARRIED

12 DELEGATES' REPORTS

12.1 DELEGATES' REPORT SUBMITTED TO MAY 2021 ORDINARY MEETING

RESOLUTION 180521/9

Moved: Cr Robert Mustow

Seconded: Cr Stephen Morrissey

That Council receives and notes the Delegates' Report for the month of May 2021.

CARRIED

13 MATTERS DETERMINED WITHOUT DEBATE

13.1 MATTERS TO BE DETERMINED WITHOUT DEBATE

RESOLUTION 180521/10

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Items 15.2 and 15.3 be determined without debate.

CARRIED

14 GENERAL MANAGER'S REPORTS**14.1 DRAFT REVISED DELIVERY PROGRAM 2017/2022, DRAFT OPERATIONAL PLAN 2021/2022 (INCLUDING DRAFT FINANCIAL ESTIMATES 2021/2025), DRAFT REVENUE POLICY 2021/2022 AND DRAFT LONG TERM FINANCIAL PLAN 2021/2031****EXECUTIVE SUMMARY**

The following documents have been compiled by staff in consultation with Councillors:

1. Draft Revised Delivery Program 2017/2022,
2. Draft Operational Plan 2021/2022 (including Draft Financial Estimates for the period 2021/2025),
3. Draft Revenue Policy 2021/2022, and
4. Draft Long-Term Financial Plan 2021/2031

As detailed in the documents, the draft budget projects an unrestricted cash surplus of \$300,084 in 2021/2022, along with projected surpluses for the following three years of between \$209,175 and \$373,310. Council's operating result before capital grants and contributions is a projected deficit of \$2,216,315 in 2021/2022, however this is projected to improve to a surplus of \$572,612 in 2024/2025.

The draft budget includes a capital works program of \$46,131,011 for 2021/2022 including a number of key projects. This is despite Council having recently faced a number of natural disasters. Council is delivering on its capital works program and continuing to rebuild the bushfire and flood affected areas of the Richmond Valley.

RESOLUTION 180521/11

Moved: Cr Robert Mustow
Seconded: Cr Daniel Simpson

That

1. The Draft Revised Delivery Program 2017/2022, Draft Operational Plan 2021/2022 (including Draft Financial Estimates 2021/2025), Draft Revenue Policy 2021/2022 and Draft Long Term Financial Plan 2021/2031 be placed on public exhibition for a period of at least 28 days.
2. The draft documents be brought back to Council to consider any submissions received for final adoption at the Ordinary Meeting of Council on 22 June 2021.

CARRIED

14.2 PROPOSED RECLASSIFICATION OF COMMUNITY LAND

EXECUTIVE SUMMARY

Council resolved at its 16 February 2021 meeting to commence community consultation on the option to consider reclassification of five parks in Casino from community land to operational land. The parks had been identified as having low community usage and if the statutory reclassification process was progressed and approved, it would allow the land to be sold for new homes, with the proceeds being directed to upgrading other recreational facilities in Casino.

As a first step Council invited public comment on the proposal and received 55 submissions and two petitions in response, with a range of different views being expressed. The report outlines the main issues raised by the community and considers possible next steps in the process.

RESOLUTION 180521/12

Moved: Cr Robert Mustow

Seconded: Cr Stephen Morrissey

That Council:

1. Notes the community feedback on the proposal to consider proceeding with the statutory process to reclassify five Parks in Casino and the wide range of views expressed,
2. Acknowledges the specific community concerns regarding Sunnyside Park and determines not to proceed with the reclassification process for this park,
3. Notes that an Urban Growth Management Strategy will be undertaken by Richmond Valley Council during the second half 2021, with the study considering future housing growth needs and supporting physical and social infrastructure to support the Regional Jobs Precinct designation and will include opportunities for community input,
4. Defers further consideration of the reclassification proposal for the remaining four parks, Dan Phelan, Melaleuca, Russell and RSM, until after the Urban Growth Management Strategy is completed and adopted by Council which is expected to be early 2022.

.CARRIED

14.2.1 LATE APOLOGY FROM CR HUMPHRYS

RESOLUTION 180521/13

Moved: Cr Jill Lyons

Seconded: Cr Robert Hayes

That the late apology received from Cr Sandra Humphrys be accepted at 6pm.

CARRIED

14.3 REGIONAL WASTE INVESTMENT OPPORTUNITIES

EXECUTIVE SUMMARY

Over the past year, Councils on the North Coast have been considering options to develop a regional response to their collective waste management challenges. This includes consideration of new technologies to divert residual waste from the landfill, as well as options to enhance recovery rates and develop future markets for recovered materials. The report provides an update on the progress of these discussions.

RESOLUTION 180521/14

Moved: Cr Jill Lyons

Seconded: Cr Robert Hayes

That Council:

1. Notes the North Coast Region Waste Investment Report recommendations and the response from the 13 Councils involved in the project,
2. Endorses the Expression of Interest process to further consider regional alternative waste treatment options and Richmond Valley Council's role in leading the process, and
3. Notes the NSW Government's Draft Policy Statement on Energy from Waste and Council's submission to the consultation process, encouraging a whole of government approach to considering and supporting the development of these facilities where feasible.
4. Requests staff to investigate options around setting zero waste targets and bring a report back to a future meeting.

CARRIED

15 FINANCIAL REPORTS**15.1 QUARTERLY BUDGET REVIEW STATEMENT FOR THE QUARTER ENDED 31 MARCH 2021****EXECUTIVE SUMMARY**

The report outlines the proposed adjustments for the 2020/2021 budget for the quarter ended 31 March 2021. These adjustments exclude all previously adopted Monthly Budget Adjustments.

The proposed changes see Council's projected operating surplus from continuing operations for 2020/2021 increase to \$10,060,813, from the 31 December 2020 revised budget surplus of \$8,308,646. The operating result before capital grants and contributions has also improved slightly to a projected loss of \$4,218,319.

Income from continuing operations has increased by \$1,966,930, to a projected total of \$79,903,553. This is largely due to grant funding being received for the Casino Showground and Racecourse Upgrade totalling \$1,418,814, along with a number of smaller grants for various projects. Expenses from continuing operations have increased by \$214,763, to a projected total of \$69,842,740.

Council has performed a thorough review of its capital works program, resulting in a decrease of \$6,871,974, to a projected total of \$27,552,453. This is largely due to several projects being carried over into 2021/2022 having been delayed by wet weather or other issues as well as some being transferred back to reserves as they are not required. The major reductions are in the areas of Waste Management (\$1,167,585), Fleet Management (\$993,571) and Sewerage Services (\$753,871).

Council's unrestricted cash surplus has also improved by \$41,308, to \$370,177 as at 31 March 2021.

A detailed Quarterly Budget Review Statement for the third quarter of the 2020/2021 year has been circulated separately to each Councillor. These changes are disclosed by Priority Areas on pages 2-8 of the Quarterly Budget Review Statement and detailed explanations are provided on pages 9-17.

RESOLUTION 180521/15

Moved: Cr Daniel Simpson

Seconded: Cr Robert Hayes

That Council adopts the Quarterly Budget Review Statement as at 31 March 2021 and approves the recommended variations.

CARRIED

15.2 REVIEW OF COUNCIL'S INVESTMENT POLICY**EXECUTIVE SUMMARY**

Council reviews its Investment Policy on an annual basis. The latest review has been undertaken with assistance from Council's investment advisors, Laminar Capital, resulting in some refinements being recommended. The changes and additions to the policy are detailed within this report.

RESOLUTION 180521/16

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

1. That Council adopts the revised Investment Policy.
2. That Council continues to utilise Laminar Capital as its financial advisory service provider and the Treasury Direct online investment platform for another 12 months.

CARRIED

15.3 FINANCIAL ANALYSIS REPORT - APRIL 2021**EXECUTIVE SUMMARY**

The purpose of the report is to inform Council of the status and performance of its investment portfolio in accordance with the *Local Government Act 1993* s.625, Local Government (General) Regulation 2005 cl.212, Australian Accounting Standard (AASB 9) and Council's Investment Policy.

The value of Council's Investment Portfolio as at 30 April 2021 is shown below;

Bank Accounts	Term Deposits	Floating Rate Notes	TCorp IM Funds	Total
\$24,220,982	\$22,000,000	\$3,250,390	\$12,088,599	\$61,559,971

The weighted average rate of return on Council's investments for April 2021 was 4.12% which was above the Bloomberg AusBond Bank Bill Index for April of 0.00%, which is Council's benchmark.

RESOLUTION 180521/17

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Council adopts the Financial Analysis Report detailing investment performance for the month of April 2021.

CARRIED

16 GENERAL BUSINESS**16.1 SECONDARY DWELLINGS - PROPOSED LEP AMENDMENT VIA THE NEW HOUSING SEPP****EXECUTIVE SUMMARY**

Earlier this year the Department of Planning, Industry and Environment (DPIE) made changes to LEP provisions relating to secondary dwellings. This was an attempt to provide councils will an ability to define different development standards for rural and non-rural zones.

As a result of these changes the *Richmond Valley Local Environmental Plan 2012* (RVLEP12) was amended so the maximum floor area requirements of subclause 5.4(9) no longer apply to secondary dwellings in rural zones. For rural zones a new “optional” clause 5.5 was created, however, adoption of this new provision into RVLEP12 will require an LEP Amendment.

Currently, the RVLEP12 only permits secondary dwellings in what ordinarily would be considered urban zones. Therefore, the need to adopt clause 5.5 is considered unnecessary. However, the term “rural zone” is not specifically defined in the LEP and there are several *State Environmental Planning Policies* (SEPPs) that use terms which might define Zone RU5 Village and/or Zone R5 Large Lot Residential as rural zones.

To put this matter beyond reasonable doubt, and to ensure there are consistent development standards for secondary dwellings in rural and urban zones, it is recommended that clause 5.5 be adopted into the RVLEP12.

To facilitate adoption of clause 5.5, the DPIE is offering councils an opportunity to complete the LEP Amendment via a new Housing SEPP which is scheduled to be completed in late 2021. Councils wishing to take up this offer must do so by Council Resolution prior to 31 May 2021.

RESOLUTION 180521/18

Moved: Cr Robert Hayes

Seconded: Cr Robert Mustow

That Council accepts the Department of Planning, Industry and Environment’s offer to amend *Richmond Valley Local Environmental Plan 2012*, via the new Housing SEPP, to adopt SILEP “optional” clause 5.5 with the following development standards:

- (a) the total floor area of the dwelling, excluding any area used for parking, must not exceed whichever of the following is the greater—
- (i) 60 square metres,
 - (ii) 25% of the total floor area of the principal dwelling,
- and
- (b) the distance between the secondary dwelling and the principal dwelling must not exceed 100 metres.

In Favour: Crs Robert Mustow, Stephen Morrissey, Robert Hayes and Jill Lyons

Against: Nil

Abstained: Cr Daniel Simpson

CARRIED 4/0

CARRIED

16.2 PROPOSED ROAD CLOSURE AND SALE OF JABIRU LANE CASINO

EXECUTIVE SUMMARY

The Casino RSM has approached Council for the closure and sale of Council public roads contained within and adjoining land owned by the RSM.

Council has obtained a land valuation for the closed roads which is attached to this report for Councillors' consideration.

Council has undertaken the relevant consultation in accordance with Section 38B of the *Roads Act 1993* and did not receive any objections to close the public road for disposal.

RESOLUTION 180521/19

Moved: Cr Daniel Simpson

Seconded: Cr Stephen Morrissey

That:

1. In accordance with Section 38B of the *Roads Act 1993* Council supports the application to close part Jabiru Lane, unnamed lane and part Convent Parade road widening as shown on the Map 1 (below).
2. Upon closure, Council offers the land for sale to the applicant.
3. The General Manager be delegated authority to negotiate the conditions of sale, execute restrictions on the land for the protection of infrastructure utilities, including signing of documents and affixing the Council Seal as necessary.
4. The applicant be required to consolidate the subject land with adjoining land upon transfer and meet the costs associated with the road closure and sale.

CARRIED

17 MATTERS FOR INFORMATION

RESOLUTION 180521/20

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

Recommended that the following reports submitted for information be received and noted.

CARRIED

17.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT FOR THE PERIOD 1 APRIL 2021 TO 30 APRIL 2021**RESOLUTION 180521/21**

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Council receives and notes the Development Application report for the period 1 April 2021 to 30 April 2021.

CARRIED

17.2 GRANT APPLICATION INFORMATION REPORT - APRIL 2021**RESOLUTION 180521/22**

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Council receives and notes the Grant Application Information Report for the month of April 2021.

CARRIED

17.3 REVIEW OF ASBESTOS POLICY**EXECUTIVE SUMMARY**

As part of Council's ongoing policy review process, a review has been undertaken of the Asbestos Policy, previously adopted in August 2014.

RESOLUTION 180521/23

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Council receives and adopts the updated Asbestos Policy.

CARRIED

17.4 COMMUNITY FINANCIAL ASSISTANCE PROGRAM 2020/2021 ROUND TWO**RESOLUTION 180521/24**

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That Council receives and notes the allocations under the Community Financial Assistance Program 2020/2021 Round Two.

CARRIED

17.5 SECTION 7.11, 7.12 AND S64 DEVELOPMENT CONTRIBUTIONS AND EXPENDITURE UPDATE 2020/2021**RESOLUTION 180521/25**

Moved: Cr Stephen Morrissey
Seconded: Cr Jill Lyons

That Council receives and notes the Section 7.11, Section 7.12 and Section 64 Development Contributions and Expenditure Update for the 2020/2021 financial year.

CARRIED

17.6 NAUGHTONS GAP ROAD UPDATE**RESOLUTION 180521/26**

Moved: Cr Stephen Morrissey
Seconded: Cr Jill Lyons

That Council receives and notes the Naughtons Gap Road Update report.

Noting: The need to ensure residents receive regular updates on the situation.

CARRIED

17.7 NORTHERN RIVERS LIVESTOCK EXCHANGE STATISTICS AS AT 31 MARCH 2021**RESOLUTION 180521/27**

Moved: Cr Stephen Morrissey
Seconded: Cr Jill Lyons

That Council receives and notes the Northern Rivers Livestock Exchange Statistics as at 31 March 2021.

CARRIED

18 QUESTIONS ON NOTICE

Nil

19 QUESTIONS FOR NEXT MEETING (IN WRITING)

Nil

20 MATTERS REFERRED TO CLOSED COUNCIL

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

20.1 VP233805 Casino Drill Hall Memorial Walk, Coronation Park and Viewing Platform

This matter is considered to be confidential under Section 10A(2) - (d)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

20.2 Construction of Casino Memorial Pool Upgrade - Stage 1

This matter is considered to be confidential under Section 10A(2) - (d)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

The General Manager reported that no written representations had been received in respect of the items listed for consideration in Closed Council.

The Chair called for verbal representations from the gallery.

There were no representations from the gallery.

The Chair advised that under section 10A of the *Local Government Act 1993*, the media and public are to be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10(2) as outlined above.

RESOLUTION 180521/28

Moved: Cr Stephen Morrissey

Seconded: Cr Jill Lyons

That:

1. Council resolves to enter Closed Council to consider the business identified in Items 20.1 and 20.2 together with any late reports tabled at the meeting.
2. Pursuant to section 10A(2) – (c) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

CARRIED

Council closed its meeting at 6.58pm. The public left the Chamber.

The Open Council meeting resumed at 7.08pm.

The resolutions of Closed Council were read by the Director Projects & Business Development.

21 RESOLUTIONS OF CLOSED COUNCIL

20.1 VP233805 Casino Drill Hall Memorial Walk, Coronation Park and Viewing Platform

That Council:

1. Declines the tender submission for the construction of the Casino Drill Hall Memorial Walk, Coronation Park and Viewing Platform as the price is in excess of Council's allocated budget,
2. Authorises the General Manager to enter into negotiations with suitably qualified contractor/s with intent to reach a deliverable solution. Following successful negotiations, enter into contractual agreement to deliver the works, and
3. Receives a further report on the outcome of the negotiations.

20.2 Construction of Casino Memorial Pool Upgrade - Stage 1

That:

1. Council accepts the tender from Momentum Built Pty Ltd which represents the best value for Council at \$5,295,185 (exclusive of GST),
2. Council approves an additional \$1.5 million in borrowing in the 2021/22 Budget to enable the completion of Stage 1 of the redevelopment,
3. The General Manager be authorised to negotiate and finalise the terms and conditions of any contract or agreement, including extension of the scope of works, in line with the content of this report and the available budget, and affixing the seal of Council where necessary.

The Meeting closed at 7.10pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 22 June 2021.

.....
CHAIRPERSON