Council Meeting
Minutes

Minutes of the Council Meeting held on Monday 12 July 2021 at 6.34pm

Present Crs K Mack (Chairperson), D Cameron (via Zoom), A Cohn, G Docksey, A Glachan, M King (via Zoom), J Stuchbery, D Thurley and H van de Ven (via Zoom)

Staff Acting Chief Executive Officer, Deputy CEO Business, Growth & Community, Acting Service Leader Business and Lifestyle, Service Leader City Landscapes, Acting Service Leader City Projects, Service Leader City Development, Team Leader Development, Media and Communications Officer, IT Systems Administrator, Executive Assistant and Executive Support/Governance Officer.

Apologies

THE MEETING OPENED WITH THE PRAYER & ACKNOWLEDGMENT OF ORIGINAL CUSTODIANS OF OUR LAND

CM2. RECORDING AND WEBCASTING OF MEETING

The Chairperson advised those present that the meeting is being webcast and recorded for administrative purposes.

CM3. CONFLICT OF INTEREST DECLARATIONS RECEIVED BY THE CHAIR AND DISCLOSURE OF POLITICAL DONATIONS

3.1 Conflict of Interest Declarations

Conflict of Interest Declarations received by the Chair to be noted:

- Cr Henk van de Ven declared a Non-Pecuniary, Significant, Conflict of Interest in relation to item CM13.1 Development Application 10.2020.37642.1 - Camping Ground, Two Amenities Buildings and Removal of Vegetation at Albury Showgrounds - 836 Mate Street, North Albury, because he is the current President of the Land Manager of the Albury Showgrounds that have a development application before Council at this meeting. Cr van de Ven advised that he would leave the meeting and be placed in the virtual waiting room when the matter was discussed.

3.2 Disclosure of Political Donations and Requirements of the *Environmental Planning & Assessment Act 1979*

Advice to the Council Meeting

The Environmental Planning and Assessment Act 1979, Section 10.4 requires a person submitting planning applications or submissions regarding a planning application, to disclose any reportable political donation and/or gifts to any local Councillor or employee of Council. Reportable political donations include those of, or above, $1,000.

The Disclosure Statement forms are available on Council's website or from the Customer Service Centre and must be lodged in accordance with the Act. The forms are also available at the back of the Chamber during meetings.

In dealing with Development Applications, Councillors need to take into account specific planning matters contained in the Environmental Planning & Assessment Act 1979.

Accordingly, the provisions of Section 4.15(1) of that Act are set out in the Council officers report detailing planning issues to be considered.

The Local Government Act 1993, section 375A requires that a division be called whenever a motion for a planning decision is put at a meeting of the council.

Planning decision means a decision made in the exercise of a function of council under the Environmental Planning and Assessment Act 1979 including a decision relating to a development application, an environmental planning instrument, a development control plan or a development contribution plan under that Act, but not including the making of an order under Division 9.3 of Part 9 of that Act.

CM4. APOLOGIES

There were no Apologies received by the Chairperson.

CM5. MAYORAL MINUTE

There was no Mayoral Minute.

CM6. ACTION PLANS

MOTION
Cr Thurley Moved, Cr Glachan Seconded

That the following Action Plans be received and noted:

1. Actions Complete – For Noting Only;
2. Actions Awaiting Response from External Parties;
3. Actions in Progress; and
4. Long Term Issues (more than three months).

CARRIED

CM7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

CM7.1. Minutes of the Council Meeting held on Monday 28 June 2021 at 6.08pm

MOTION
Cr Thurley Moved, Cr Glachan Seconded

That the Minutes of the Council Meeting held on Monday 28 June 2021 at 6.08pm be confirmed.

CARRIED

CM8. REPORTS FROM COMMUNITY FORUMS

There were no Reports from Community Forums.

CM9. NOTICES OF MOTION/NOTICES OF RESCISSION

There were no Notices of Motion/Notices of Rescission.

CM10. PRESENTATIONS AND DEPUTATIONS

There were no Presentations and Deputations.

CM11. REPORTS/MINUTES OF COMMITTEES AND WORKING PARTIES

CM11.1. Minutes of the Les O'Brien Athletics Precinct Advisory Committee Meeting held on Wednesday 9 June 2021

MOTION
Cr Thurley Moved, Cr Docksey Seconded

That Council receives, notes and accepts the Minutes/Recommendations of the Les O'Brien Athletics Precinct Advisory Committee Meeting held on Wednesday 9 June 2021.

CARRIED

CM11.2. Minutes of the Local Traffic Committee Meeting held on Thursday 24 June 2021

MOTION
Cr Stuchbery Moved, Cr Docksey Seconded

That Council receives, notes and accepts the Minutes/Recommendations of the Local Traffic Committee Meeting held on Thursday 24 June 2021.

CARRIED

CM12. DOCUMENTS FOR SEALING

There were no Documents for Sealing.

As Cr van de Ven had declared a Conflict of Interest in relation to item CM13.1, he left the meeting and was placed in the virtual waiting room at 6.48pm

CM13. OFFICERS REPORTS FOR CONSIDERATION

CM13.1. Development Application 10.2020.37642.1 - Camping Ground, Two Amenities Buildings and Removal of Vegetation at Albury Showgrounds - 836 Mate Street, North Albury

MOTION
Cr Thurley Moved, Cr Docksey Seconded

That Council:

a. Receives the contents of this report; and

b. Grants consent to Development Application 10.2020.37642.1 for additional use, being staged development for a camping ground, two amenities buildings, alterations to a laundry block and tree removal subject to the conditions contained in the Draft Determination, included at attachment 6 to this report.

In accordance with s.375A(2) of the Local Government Act 1993, a division was duly called. The following votes of the motion were recorded:

FOR	AGAINST
Cr Stuchbery	Nil.
Cr Docksey	
Cr Cameron	
Cr Mack	
Cr Cohn	
Cr King	
Cr Glachan	
Cr Thurley	

Disclosure of Political Donations
There were no Disclosures of Political Donations received by the Chairperson.

CARRIED

Cr van de Ven was returned to the meeting at 6.50pm.

CM13.2. Development Application 10.2021.38310.1 Alterations and Additions to Existing Medical Centre - Car Park Extension and Demolition of Residence 807 and 799 Mate Street, North Albury (Lot 100 DP 1259827 and Lot B 153681)

MOTION
Cr Glachan Moved, Cr van de Ven Seconded

That Council:

a. Receives and notes the contents of this report; and

b. Grants Development Consent to Development Application 10.2021.38310.1 proposing the demolition of an existing dwelling and construction of a car park on the subject site described as Lot B, DP: 153681, 807 Mate Street, North Albury and Lot 100, DP: 1259827, 799 Mate Street, North Albury subject to the conditions contained in the Draft Determination, included as attachment 5 to this report.

AMENDMENT
Cr Cohn Moved

That Council:

a. Receives and notes the contents of this report; and

b. Grants Development Consent to Development Application 10.2021.38310.1 proposing the demolition of an existing dwelling and construction of a car park on the subject site described as Lot B, DP: 153681, 807 Mate Street, North Albury and Lot 100, DP: 1259827, 799 Mate Street, North Albury subject to the conditions contained in the Draft Determination, included as attachment 5 to this report; and

c. That Council Officers prepare, in consultation with local residents, a plan to reduce speeds on surrounding residential streets, and this plan be reported to Councillors in no greater than six months' time.

The AMENDMENT did not receive a SECONDER and LAPSED

The ORIGINAL MOTION was PUT

In accordance with s.375A(2) of the Local Government Act 1993, a division was duly called. The following votes of the motion were recorded:

FOR	AGAINST
Cr Stuchbery	Nil.
Cr Docksey	
Cr Cameron	
Cr Mack	
Cr Cohn	
Cr King	
Cr Glachan	
Cr Thurley	
Cr van de Ven	

Disclosure of Political Donations
There were no Disclosures of Political Donations received by the Chairperson.

CARRIED

CM13.3. Albury Riverside Precinct Construction Contract No. 20/02769

MOTION
Cr Thurley Moved, Cr Stuchbery Seconded

That Council accepts the tender from Excell Gray Bruni Pty Ltd for Contract No. 20/02769, the 'Albury Riverside Precinct' for the lump sum amount of $8,744,120.00 including GST.

CARRIED

CM13.4. Centaur Road Reconstruction - Overend Street to Mudge Street Contract No. 20/02903

MOTION
Cr Cohn Moved, Cr Stuchbery Seconded

That Council:

a. Postpones the awarding of a tender for Contract No. 20/02903 - Centaur Road Reconstruction, Overend Street to Mudge Street; and

b. Considers alternative designs to reduce environmental risk, in particular impact on hollow-bearing trees, including but not limited to alternative road alignments or revised project scope omitting road widening.

Cr Cameron left the meeting at 7.13pm.

Cr Cameron returned to the meeting at 7.15pm.

Cr van de Ven called for a division, and the following votes of the motion were recorded:

FOR	AGAINST
Cr Stuchbery	Cr Docksey
Cr Mack	Cr Cameron
Cr Cohn	Cr Glachan
Cr King	Cr van de Ven
Cr Thurley	

CARRIED

CM13.5. Consultation on NSW Office of Local Government Draft Social Media and Councillor-Staff Interaction Policies

MOTION
Cr Thurley Moved, Cr Stuchbery Seconded

That Council endorses the submission, as provided at Attachment 4, to the NSW Office of Local Government in response to the draft Model Social Media Policy.

CARRIED

CM13.6. Public Exhibition Submissions - Companion Animals Management Strategy

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council:

a. Receives and notes the submissions received during the Public Exhibition of the draft 2021-2025 Companion Animals Management Strategy; and

b. Adopts the draft 2021-2025 Companion Animals Management Strategy.

CARRIED

CM14. OFFICERS REPORTS FOR NOTING

CM14.1. Albury Wodonga Visitor Economy Trends Report - 2020

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council receives and notes the 2020 Albury Wodonga Visitor Economy Trends report.

CARRIED

CM14.2. Two Cities One Community Action Plan - 2021/2022

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council receives and notes the Two Cities One Community Operational and Strategic Action Plan for 2021/2022.

CARRIED

CM15. DELEGATES REPORTS FOR NOTING

There were no Delegates Reports for Noting.

CM16. NOTICE OF URGENT BUSINESS

There were no Notices of Urgent Business.

CM17. CONFIDENTIAL MATTERS

There were no Confidential Matters.

The meeting closed at 7.44pm.