Council Meeting
Minutes

Minutes of the Council Meeting held on Monday 22 June 2020 at 6.23pm

Present	Crs K Mack (Chairperson), D Cameron (via Zoom), A Cohn, G Docksey, A Glachan, J Stuchbery, D Thurley and H van de Ven
Staff	Chief Executive Officer, Deputy CEO Infrastructure, Planning and Environment, Service Leader Strategy and Performance, Service Leader Business and Lifestyle, Service Leader City Landscapes, Service Leader City Projects, Service Leader City Development, Media and Communications Officer, IT Systems Administrator and Executive Support/Governance Officer.
Apologies	Cr M King

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

There were no Conflict of Interest Declarations received by the Chairperson.

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 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 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

MOTION
Cr Stuchbery Moved, Cr van de Ven Seconded

That Council receives, notes and accepts the apology of Cr King and grant leave of absence for the meeting.

CARRIED

CM5. MAYORAL MINUTE

There was no Mayoral Minute.

CM6. ACTION PLANS

MOTION
Cr Cohn Moved, Cr Stuchbery 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 25 May 2020 at 7.25pm

MOTION
Cr Thurley Moved, Cr Docksey Seconded

That the Minutes of the Council Meeting held on Monday 25 May at 7.25pm be confirmed.

CARRIED

CM8. REPORTS FROM COMMUNITY FORUMS

CM8.1. Report from the Community Forum held on Monday 4 May 2020 - Development Application 10.2020.37349.1 - 240 Kerr Road and 4 Shepherd Court, Thurgoona

MOTION
Cr Glachan Moved, Cr Thurley Seconded

That Council receives and notes the report from the Community Forum held on Monday 4 May 2020, regarding Development Application 10.2020.37349.1 - 240 Kerr Road and 4 Shepherd Court, Thurgoona.

CARRIED

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

There were no Reports/Minutes of Committees and Working Parties.

CM12. DOCUMENTS FOR SEALING

CM12.1. Documents for Sealing

MOTION
Cr van de Ven Moved, Cr Stuchbery Seconded

That Council authorises its Seal to be affixed to the documents outlined below, in the presence of two signatories authorised to affix the Seal pursuant to Regulation 400 of the Local Government (General) Regulation 2005 and the Council Seal and Management of Legal Documents and Advice Procedure:

a. AlburyCity (Crown Lands) Lease to Albury City Football Club Inc – Jelbart Park, 5 year with 5 year option, commencing 1 July 2020 (FIL09/01769); and

b. AlburyCity Licence to Albury Amateur Swimming Club Inc – Albury Swim Centre Club Rooms commencing 29 February 2020 for 5 years (FIL09/01753).

CARRIED

CM13. OFFICERS REPORTS FOR CONSIDERATION

CM13.1. COVID-19 Hardship Relief Program Guidelines

MOTION
Cr van de Ven Moved, Cr Docksey Seconded

That Council adopts the amended COVID-19 Hardship Relief Program eligibility criteria and conditions as follows:

a. Applicable to the rating period from 1 April to 30 September 2020;

b. Applications open to all residential ratepayers unable to pay amounts due after the six month period ended 30 September 2020;

c. Evidence by way of a Statutory Declaration demonstrating a reduction of 30% of income in the six month period from 1 April to 30 September 2020 as a direct result of the COVID-19 emergency; and

d. Maximum financial assistance amount of 50% of total rates payable by residential ratepayers for the specified period.

CARRIED

CM13.2. Local Roads and Community Infrastructure Program

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council:

a. Submits an application to the Local Roads and Community Infrastructure Program to fully fund the following projects:
   i. Public Toilet Strategy - Hovell Tree Park (Replacement) $225,000;
   ii. Public Toilet Strategy - National Forresters Grove (Replacement) $150,000;
   iii. Public Toilet Strategy - Lake Hume (Replacement) $225,000; and
   iv. Public Toilet Strategy - Thurgoona Drive Bike Path (New Construction) $135,000.

b. Submits an application to the Local Roads and Community Infrastructure Program to part fund the Lavington Sports Ground Footpath Project by $148,000, and that AlburyCity's draft 2020/21 capital budget be increased by $152,000 to fund the balance of this project; and

c. Endorses the update of AlburyCity's draft 2020/21 Operational Plan, Four-Year Delivery Program and Long Term Financial Plan to reflect the above recommendations.

CARRIED

CM13.3. Draft 2020/21 Operational Plan, Draft 2020-2024 Four Year Delivery Program and Draft Long Term Financial Plan 2020-2030

MOTION
Cr Cohn Moved, Cr Thurley Seconded

That Council:

a. Acknowledges the submissions received during the public exhibition period;

b. Amends the exhibited draft 2020/21 Operational Plan, draft 2020-2024 Four Year Delivery Program and draft 2020-2030 Long Term Financial Plan by:
   i. Bringing forward construction of the Hawksview Road Upgrade project to year 2 from year 3;
   ii. Bringing forward Public Toilet Strategy priority works of $3.2 million over the Four Year Delivery Program;
   iii. Including the Lavington Sports Ground footpath project in year 1;
   iv. Recognising Local Roads and Community Infrastructure grant funding of $883,000;
   v. Increasing loan funding by $2.5 million to part fund Public Toilet Strategy priority works; and
   vi. Bringing forward detailed design of the Lavington Swim Centre upgrade of $600,000 to year 3, and associated loan funding

c. Amends the exhibited draft 2020/21 Fees and Charges Schedule by reducing the:
   i. Street Advertising A Frame fee to $0;
   ii. Street vending site rental to $0; and
   iii. Credit card surcharge to 0% at AlburyCity customer service centres;

d. Adopts the amended draft 2020/21 Operational Plan, amended draft 2020-2024 Four Year Delivery Program and amended draft 2020-2030 Long Term Financial Plan;

e. Votes the expenditure set out in the amended Operational Plan for the 2020/21 year;

f. Makes each Rate and Charge for the 2020/21 year in accordance with the exhibited 2020/21 Statement of Revenue Policy; and

g. Makes each Fee and Charge for the 2020/21 year in accordance with the exhibited 2020/21 Schedule of Fees and Charges (as amended).

Section 494 of the *Local Government Act 1993* requires Council to make and levy ordinary rates on all rateable land in its area for the 2020/21 financial year.

Section 497(b) of the *Local Government Act 1993* provides the method of structure for Council's rates. The Council ordinary rate has a base amount to which an ad valorem amount is added. The base amount is in accordance with Sections 499 and 500 of the *Local Government Act 1993*.

The ad valorem amount and base amount that will apply for 2020/21:

Category - Sub Category	Ad Valorem ¢ in $	Base amount of Rate $	Yield from Base Amount for category %
Ordinary Rates			
Residential	0.00820454	304	23%
- Residential Village	0.00697386	304	18%
- Rural Residential	0.00574318	304	13%
Farmland	0.00492273	304	7%
Business	0.01401096	798	12%
- Business Village	0.00700548	436	35%
Special Rates			
Albury Parking	0.00191837		
CBD Promotional – Zone A	0.00097579		
CBD Promotional – Zone B	0.00052934		
CBD Promotional – Zone C	0.00039582		

Domestic Waste Management and Non Residential Waste Management

AlburyCity will make the following charges for levying in 2020/21 to meet the costs associated with the collection, disposal and recycling of waste in accordance with Sections 496, 501 and 504 of the *Local Government Act 1993*.

Waste Collection Service Type	Charge per standard service $
Domestic Waste Management (Section 496)	
Default Service Option	210
Larger Recycling Option	230

Large Service Option	257
Small Service Option	187
Weekly Refuse Option	275
Weekly Refuse Option with a large Refuse bin	295
Weekly Refuse Option with a large Refuse bin	322
Vacant Land	21
Non-Residential Waste Management (Section 501)	
Default Service Option	210
Larger Recycling Option	230
Large Service Option	257
Small Service Option	187

Water and Sewer Charges

AlburyCity will make the following water charges for levying in 2020/21 in accordance with Sections 501, 502 and 552 of the *Local Government Act 1993*, as well as reflecting the requirements of the Council of Australian Governments through the NSW Water, Supply Sewerage and Trade Waste Pricing Guidelines.

Water meter reads are scheduled for October, February and June with billing generally undertaken in the subsequent month. Annual charges will be levied in three equal instalments.

Water Access Charges (Section 501)	**Annual Access Charge $**
Access Charge	
Not connected to system	139.20
Service Size: 20mm-connected to system	139.20
Service Size: 25mm-connected to system	217.50
Service Size: 32mm-connected to system	356.40
Service Size: 40mm-connected to system	556.80
Service Size: 50mm-connected to system	870.00
Service Size: 65mm-connected to system	1,470.30
Service Size: 80mm-connected to system	2,227.20
Service Size: 100mm-connected to system	3,480.00
Service Size: 150mm-connected to system	7,830.00

Water Consumption Charges (Section 502)	**Per Kilolitre $**
Residential Usage First 225kL	1.41
Residential Usage 226kL to 19,999kL	2.35
Residential Usage 20,000kL plus	1.90

Non-Residential Usage	1.90
Greater Hume Shire Council LWU Supply Scheme Usage Charge	1.71

Sewerage Charges (Section 501)	**Annual Access Charge $**
Access Charge	
Residential-not connected to system	140.40
Residential-connected to system	713.25
Non-Residential-not connected to system	180.00
Service Size: 20mm-connected to system	280.95
Service Size: 25mm-connected to system	438.90
Service Size: 32mm-connected to system	719.10
Service Size: 40mm-connected to system	1,123.50
Service Size: 50mm-connected to system	1,755.45
Service Size: 65mm-connected to system	2,966.70
Service Size: 80mm-connected to system	4,494.00
Service Size: 100mm-connected to system	7,021.65
Service Size: 150mm-connected to system	15,798.45

Sewer Treatment Charge (Section 502)	**Per Kilolitre $**
Sewerage Treatment Charge	2.92

Trade Waste Charges (TW) (Section 501)	**Annual Charge $**
TW-Agreement Charge	99.00
First TW facility - Annual Administration Charge	90.90
Additional TW facility - Annual Administration Charge	56.90
TW facility - Annual Administration Charge (C)	393.00

Trade Waste Treatment Charge (TW) (Section 502)	**Per Kilolitre $**
TW-R1	2.00
TW-R2	5.30
TW-R3	18.40

Excess mass charges apply which are subject to volume variations. For more information refer to AlburyCity's 2020/21 Schedule of Fees and Charges.

AlburyCity will apply a 1.5% discount available to ratepayers who pay their rates and charges in full by 31 August 2020, in accordance with Section 563 of the *Local Government Act 1993*.

Council will apply 0% interest on rates and charges that remain unpaid after they become due and payable for the period 1 July to 31 December and then 7% from 1 January to 30 June 2021 in accordance with section 566 of the *Local Government Act 1993*.

Amendment
MOTION
Cr van de Ven Moved, Cr Glachan Seconded

The original motion be amended to remove part (b)(vi).

LOST

The ORIGINAL MOTION was PUT and **CARRIED**

CM13.4. Investment Policy and Procedure Review

MOTION
Cr Thurley Moved, Cr Docksey Seconded

That Council:

a. Endorses the draft revised Investment Policy and Procedure as presented to Council;

b. Places the draft revised Investment Policy and Procedure on public exhibition for a period of 28 days; and

c. If no submissions are received, that the draft revised Investment Policy and Procedure be adopted and placed on the Public Policy and Procedure Register.

CARRIED

CM13.5. Development Application - 10.2019.37016.1 - 447 Reid Avenue, Lavington - Multi Dwelling Housing

MOTION
Cr Thurley Moved, Cr Stuchbery Seconded

That Council receives and notes the contents of this report; and grants Development Consent to Development Application 10.2019.37016.1 proposing the demolition of an existing building, construction of four residences and five lot community title subdivision of Lot 47 of DP 232289, known as 447 Reid Avenue, Lavington subject to the conditions contained in the Draft Determination, included as attachment 5 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	Cr Cameron
Cr Docksey	Cr van de Ven
Cr Mack	
Cr Cohn	
Cr Glachan	
Cr Thurley	

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

CARRIED

CM13.6. Albury Entertainment Centre Convention Wing Redevelopment Contract No. 20/01334

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council accepts the tender from Peddle Thorp Melbourne Pty Ltd for Contract No. 20/01334 - Albury Entertainment Centre Convention Wing Redevelopment for the lump sum amount of $389,012.25 including GST.

CARRIED

CM13.7. Draft Local Strategic Planning Statement (LSPS)

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council

a. Receives and endorses the draft 'Local Strategic Planning Statement: Shaping Our City - Our Land Use Vision';

b. Places the draft 'Local Strategic Planning Statement: Shaping Our City - Our Land Use Vision' on public exhibition for a minimum of 28 days; and

c. If no submissions are received through the public exhibition process then the draft 'Local Strategic Planning Statement: Shaping Our City - Our Land Use Vision' be adopted.

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 Glachan	
Cr Thurley	
Cr van de Ven	

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

CARRIED

CM14. OFFICERS REPORTS FOR NOTING

CM14.1. Monthly Development Statistics - May 2020

MOTION
Cr Thurley Moved, Cr Glachan Seconded

That Council receives and notes the information in the Monthly Development Statistics report for May 2020.

CARRIED

CM14.2. Investment Balances - May 2020

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council receives and notes the Investment Balances Report for the month of May 2020.

CARRIED

CM14.3. NSW Auditor-General's Report on Local Government 2019

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council receives and notes the NSW Auditor-General's Report on Local Government 2019.

CARRIED

CM14.4. Albury Wodonga Visitor Economy Trends 2019

MOTION
Cr Glachan Moved, Cr Docksey Seconded

That Council receives and notes the 2019 Albury Wodonga Visitor Economy Trends report.

CARRIED

CM15. DELEGATES REPORTS FOR NOTING

There were no Delegates Reports for Noting.

CM16. NOTICE OF URGENT BUSINESS

CM16.1 Presentation of plaque from Albury Northside Chamber of Commerce – Cr A Glachan

Cr Glachan presented a plaque to the Mayor on behalf of the Albury Northside Chamber of Commerce (ANCC). The plaque acknowledged the support and contributions from AlburyCity to the ANCC. Cr Glachan also noted that the ANCC have been very active during the COVID period, undertaking significant work to assist with many businesses.

CM17. CONFIDENTIAL MATTERS

There were no Confidential Items.

The meeting closed at 7.22pm.