Council Meeting

Minutes

Minutes of the Council Meeting held on Monday 25 March 2019 at 6.11pm

Present	Crs K Mack (Chairperson), A Cohn, G Docksey, M King, J Stuchbery, D Thurley and H van de Ven
Staff	General Manager, Director Engineering, Director Planning & Environment, Acting Director Community & Recreation (Simona Coad), Director Economic Development & Tourism, Chief Financial Officer, IT Network Administrator, Group Leader Communications, Senior Town Planner, Media & Communications Officer and Executive Assistant to the General Manager.
Apologies	Crs Cameron and Glachan

The Mayor introduced Cr Thurley who stated: that AlburyCity supports the local Muslim community and all other religious, cultural and ethnic communities that live in and contribute to our community. There is no place for hatred here, not from anyone. We are a welcoming community and if you hate you are not welcome.

Terrorism must not scare us and racism must not divide us.

A minute's silence was held in memory of victims of the Christchurch killings.

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 Chair.

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 147 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 79C(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 2A of Part 6 of that Act.

CM4. APOLOGIES

MOTION

Cr Thurley Moved, Cr Docksey Seconded

That Council receive, note and accept the apologies of Cr Glachan and Cr Cameron and grant leave of absence for the meeting.

CARRIED

CM5. MAYORAL MINUTE

There was no Mayoral Minute.

CM6. ACTION PLANS

MOTION

Cr Stuchbery Moved, Cr van de Ven 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 11 March 2019 at 6.29pm

MOTION

Cr Docksey Moved, Cr Stuchbery Seconded

That the Minutes of the Council Meeting held on Monday 11 March 2019, at 6.29pm, 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 Audit, Risk and Improvement Committee meeting held on Wednesday 27 February 2019

MOTION

Cr Thurley Moved, Cr van de Ven Seconded

That Council receive note and accept the Minutes/Recommendations of the Audit Risk and Improvement Committee held on Wednesday 27 February 2019.

CARRIED

CM11.2. Minutes of the Albury Airport Users Advisory Committee Meeting held on Wednesday 6 March 2019

MOTION

Cr Thurley Moved, Cr Stuchbery Seconded

That Council receive note and accept the Minutes/Recommendations of the Albury Airport Users Advisory Committee Meeting held on Wednesday 6 March 2019.

CARRIED

CM11.3. Minutes of the Les O'Brien Athletics Precinct Advisory Committee Meeting held on Wednesday 6 February 2019

MOTION

Cr Cohn Moved, Cr van de Ven Seconded

That Council receive note and accept the Minutes/Recommendations of the Les O'Brien Athletics Precinct Advisory Committee Meeting held on Wednesday 6 February 2019.

CARRIED

CM11.4. Minutes of the Lauren Jackson Sports Centre Advisory Committee Meeting held on Wednesday 27 February 2019

MOTION

Cr van de Ven Moved, Cr Thurley Seconded

That Council receive note and accept the Minutes/Recommendations of the Lauren Jackson Sports Centre Advisory Committee Meeting held on Wednesday 27 February 2019.

CARRIED

CM12. DOCUMENTS FOR SEALING

CM12.1. Documents for Sealing

MOTION

Cr Stuchbery Moved, Cr Thurley 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. One year with option AlburyCity Lease to Adecco Australia Pty Ltd of Suite 3 – 3rd Floor 553 Kiewa Street, Albury commencing 14 March 2019. (FIL17/00503); and
b. Creation of an Easement – Landowner Deed. Easement for overhead powerlines to LMS Energy compound adjacent to the Albury Waste Management Centre for purpose of connecting to the solar array system. (DOC19/38173).

CARRIED

CM13. OFFICERS REPORTS FOR CONSIDERATION

CM13.1. Good Governance Framework

MOTION

Cr Thurley Moved, Cr Docksey Seconded

That Council endorse the Good Governance Framework.

CARRIED

CM13.2. Paul Montford Statuette Update

MOTION

Cr Stuchbery Moved, Cr Docksey Seconded

That Council proceed with the project as proposed - requesting that the Amsterdam Museum create for the AlburyCity LibraryMuseum a full-size replica of the Montford Uiver Flight Memorial statuette, using the recently found Amsterdam statuette as the model. The replica statuette will then be incorporated into the AlburyCity LibraryMuseum Uiver Collection.

CARRIED

CM13.3. 2019 National General Assembly of Local Government - Call for Motions and Attendance

MOTION

Cr Cohn Moved, Cr Thurley Seconded

That Council:

a. Approve the Mayor (or delegate) attendance at the 2019 National General Assembly of Local Government and the Regional Cooperation and Development Forum in Canberra from Sunday 16 to Wednesday 19 June 2019; and
b. Endorse the three motions for submission to the 2019 National General Assembly as outlined in this report.

CARRIED

CM13.4. Lavington Sports Ground Redevelopment - Grandstand & Amenities Pavilion Contract No. 18/02387

MOTION

Cr Thurley Moved, Cr Docksey Seconded

That Council accepts the alternative tender from Hansen Yuncken Pty Ltd for Contract No.18/02387 – Lavington Sports Ground Redevelopment – Grandstand & Amenities Pavilion, in the lump sum amount of $10,145,000.00 excluding GST.

CARRIED

CM13.5. Development Applications - 10.2018.36559.1 - 464 Hume Street, Albury - 6 Storey Mixed Use Development - 30 Residential Apartments, 2 Office Tenancies, 2 Retail Tenancies, Carpark, Solar Panels and 34 Lot Strata Title Subdivision

MOTION

Cr Thurley Moved, Cr Docksey Seconded

That Council:

a. Receive and note the contents of this report; and
b. Grant development consent to Development Application 10.2018.36559.1 proposing the demolition of a former take away food premises and improvements; tree removal; construction of a six storey mixed use development comprising two commercial offices, two retail premises and 30 dwellings, associated carpark and facilities; and strata subdivision at 464 Hume Street, Albury 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 Docksey	Cr Stuchbery
Cr Mack	Cr King
Cr Cohn	
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 – February 2019

MOTION

Cr van de Ven Moved, Cr Thurley Seconded

That Council receive and note the information in the Monthly Development Statistics report for February 2019.

CARRIED

CM14.2. Investment Balances - February 2019

MOTION

Cr Thurley Moved, Cr Stuchbery Seconded

That Council receive and note the Investment Balances Report for the month of February 2019.

CARRIED

CM14.3. Draft Regional Natural Environment Strategy

MOTION

Cr Cohn Moved, Cr Stuchbery Seconded

That Council acknowledges the progress update and note the Communications and Engagement Plan.

CARRIED

CM14.4. Energy Saving Action Plan

MOTION

Cr van de Ven Moved, Cr Thurley Seconded

That Council note the Energy Savings Action Plan 2019 - 2023 and consider the implementation schedule in conjunction with the four- year budget.

CARRIED

CM15. DELEGATES REPORTS FOR NOTING

There were no Delegates Reports for Noting.

CM16. NOTICE OF URGENT BUSINESS

CM16.1 Cr Cohn attended a fundraising event on behalf of AlburyCity today organised by the Table Top branch of the Australian Red Cross. They have kindly presented AlburyCity with a book celebrating the Red Cross' 150-year history.

CM16.2 Cr Cohn requested that Council approach the RSL to request that the Welcome to or acknowledge of Country be added to the ANZAC Day Program. The General Manager advised that he would follow up the matter.

CM17. CONFIDENTIAL MATTERS

There were no Confidential Matters.

The meeting closed at 7:14 pm.