Council Meeting
MINUTES

Minutes of the Council Meeting held on Monday 27 August 2018 at 6.01pm

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

Staff Acting General Manager (Tracey Squire), Director Planning & Environment, Acting Director Community & Recreation (Simona Coad), Chief Financial Officer, Acting Director Engineering (Greg Whorlow), Team Leader Parks and Recreation, Media & Communications Officer, IT Officer, Executive Assistant and Executive Support Officer.

Apologies Nil.

Guests ARTC Inland Rail Engagement Leader (Sarah Joseph), ARTC Inland Rail Engagement Advisor (Claire Arnold), ARTC Inland Rail Project Manager (Dinesh Batra), ARTC Inland Rail Design Manager (Linton Gloster).

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

There were no Apologies received by the Chairperson.

CM5. MAYORAL MINUTE

There was no Mayoral Minute.

CM6. ACTION PLANS

MOTION
Cr Stuchbery Moved, Cr Glachan Seconded

That the following Action Plans be received and noted:

1. Actions Complete – For Noting Only;
2. Actions in Progress; and
3. 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 13 August 2018 at 6.01pm

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That the Minutes of the Council Meeting held on Monday 13 August 2018, at 6.01pm, 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

CM10.1. ARTC Inland Rail Presentation

Representatives from ARTC provided a presentation to Council.

CM11. REPORTS/MINUTES OF COMMITTEES AND WORKING PARTIES

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

CM12. DOCUMENTS FOR SEALING

MOTION
Cr Glachan 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. Certificate of Authority under the Swimming Pools Act 1992 for Louise Wicks – Ranger; Michael Fallow – Ranger; Philip Palenkas – Graduate Environmental Health Officer.

CARRIED

CM13. OFFICERS REPORTS FOR CONSIDERATION

CM13.1. Public CCTV Annual Evaluation Report

MOTION
Cr Cameron Moved, Cr van de Ven Seconded

That Council endorse:

a. The Public CCTV Evaluation Report 2018 be received and noted;
b. CCTV operations be subject to a 2-yearly audit process with the inclusion of CCTV as an item for the internal audit plan to be presented to the ARIC at the October 2018 meeting;
c. The impact of the management of the CCTV System on specific Council staff positions be reviewed and evaluated as a whole by the CCTV Working Party and presented for consideration by Council's Management Executive as part of the organisational restructure;
d. The use of ongoing surveys to understand trends in the community's perception of safety;
e. The continued promotion of the benefits of the CCTV system in collaboration with the NSW Police in an effort to improve safety perceptions within the community;
f. Further investigation of the need for CCTV in the Lavington CBD Precinct with a subsequent report to Council and a further report outlining the feasibility of placing mobile CCTV cameras at roundabouts in Lavington and North Albury in order to deter hoon driving;
g. An application for Round 3 of the Safer Streets Programme be submitted; and
h. Further consideration of the deployment of portable CCTV cameras as a deterrent.

CARRIED

CM13.2. Draft Investment Policy and Procedure Review

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council:

a. Acknowledge the public submissions received in response to the public exhibition of AlburyCity's draft revised Investment Policy and Procedure;
b. Endorse that AlburyCity's draft revised Investment Policy and Procedure be amended to reflect the NSW Treasury Corporation suggested maximum investment exposure limits, with the exception of unrated Authorised Deposit-taking Institutions;
c. Note the letters sent by AlburyCity's Acting General Manager to the NSW Treasury Corporation and the Office of Local Government expressing concern regarding the implications of prescribed investment policy exposure limits;
d. Endorse that AlburyCity maintain the level of its investments with WAW and the Hume Bank while further information is being sought from the NSW Government;
e. Adopt the proposed amendments to AlburyCity's exhibited draft revised Investment Policy and Procedure; and
f. Receive a further update following the receipt of responses from the NSW Treasury Corporation and the Office of Local Government to the concerns raised by AlburyCity regarding implications of the TCorp investment exposure limits; and
g. To seek advice from the ACCC regarding the legality of the TCorp conditions.

CARRIED

CM13.3. Lauren Jackson Sports Centre Major Development Plans

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council:

a. Receive and note the report;
b. Undertake a Have a Say process to seek community feedback on Stage 1 and 2, acknowledging that Stage 1 is the priority and Stage 2 is subject to a future detailed business case analysis;
c. Receive a further report on the outcomes of the Have a Say process and next steps; and
d. Authorise preparation and lodgement of grant funding applications for Stage 1 concepts, should opportunities arise in the near future.

CARRIED

CM13.4. Water Mains Cleaning Program Contract No. 18/01700

MOTION
Cr Glachan Moved, Cr Cohn Seconded

That Council accept the tender provided by H & S Maintenance Pty Ltd for Contract No. 18/01700 for the mains cleaning of Zone A of Albury's water reticulation system for the lump sum of $86,899.62 (including GST).

CARRIED

CM13.5. J C King Park Sports Pavilion Construction Contract No. 17/02104

MOTION
Cr Cohn Moved, Cr Docksey Seconded

That Council:

a. Accepts the tender from Connelly Construction Services for Contract No. 17/02104 - JC King Park Sports Pavilion for the lump sum amount of $2,008,560.00 (including GST); and
b. Reallocate funds in the order of $605,000 (including GST) by deferring three projects from 2018/19 to 2019/20 (Option Two). The projects identified are:

i. *Lake Hume Public Toilets* - $330,000
ii. *Albury Play Spaces Strategy works* - $220,000
iii. *Park signage* – $55K

AMENDED MOTION
Cr Cameron Moved, Cr Stuchbery Seconded

That Council:

a. Accepts the tender from Premier Building & Construction Pty Ltd for Contract No. 17/02104 - JC King Park Sports Pavilion for the lump sum amount of $1,897,297.99 (including GST); and
b. Reallocate funds in the order of $495,000 (including GST) by deferring three projects from 2018/19 to 2019/20 (Option Two). The projects identified are:

i. *Lake Hume Public Toilets* - $330,000
ii. *Albury Play Spaces Strategy works* - $220,000
iii. *Park signage* – $55K

LOST

The ORIGINAL MOTION was PUT and **CARRIED**

CM13.6. Development Application 10.2018.36032.1 - 15 Nevada Street, Springdale Heights - Multi Dwelling Housing - Three (3) Residences & Garages & Three (3) Lot Torrens Title Subdivision

MOTION
Cr Stuchbery Moved, Cr Docksey Seconded

That Council:

a. Receive and note the contents of this report; and
b. Grant consent to Development Application 10.2018.36032.1 for a multi dwelling housing development, comprising three detached dwellings, earthworks, retaining walls, and Strata subdivision of the dwellings (with no common property) at 15 Nevada Street, Springdale Heights subject to the conditions contained in the *Draft* Determination, included in this report at Attachment 3 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	
Cr van de Ven	

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

CARRIED

CM13.7. Development Application 10.2018.35948.1 - 66 Royce Crescent, Lavington - Multi Dwelling Housing - Five (5) Residences & Garages, Six (6) Lot Community Title Subdivision, Retaining Walls and Tree Removal

MOTION
Cr Glachan Moved, Cr Thurley Seconded

That Council:

a. Receive and note the contents of this report; and
b. Grant consent to Development Application 10.2018.35948.1 for a multi dwelling housing development, comprising five detached dwellings, earthworks, retaining walls, and a six lot

community title subdivision at 66 Royce Crescent, Lavington subject to the conditions contained in the *Draft* Determination, included in this report at Attachment 3 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	
Cr van de Ven	

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

CARRIED

CM13.8. Development Application - 745 Centaur Road, Lavington - 10.2016.34774.4 - Modification of Consent - Lavington Sports Ground Redevelopment, New Multipurpose Oval & Associated Structures, Amenities Building & Carparks

MOTION
Cr Cameron Moved, Cr Docksey Seconded

That Council:

a. Receive and note the report for Modification of Development Consent 10.2016.34774.3 – Lavington Sports Ground Redevelopment - Stage 1; and
b. Grant the modification request and issue Development Consent 10.2016.34774.4, subject to the conditions contained in the draft modified Determination (*Attachment 3).*

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 Cohn
Cr Docksey	
Cr Cameron	
Cr Mack	
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

CM13.9. Development Application - 514 Hanna Street, Hamilton Valley - 10.2016.34884.2 - Modification of Consent - Alts & Adds to existing Grounds and Facilities - Lavington Sports Ground Redevelopment Stage 2

MOTION
Cr Stuchbery Moved, Cr Docksey Seconded

That Council:

a. Receive and note the report for Modification of Development Consent 10.2016.34884.1 – Lavington Sports Ground Redevelopment - Stage 2; and
b. Grant the modification request and issue Development Consent 10.2016.34884.2, subject to the conditions contained in the draft modified Determination (*Attachment 3).*

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

CM14. OFFICERS REPORTS FOR NOTING

CM14.1. Corporate Credit Card Policy and Procedure

MOTION
Cr Thurley Moved, Cr van de Ven Seconded

That Council:

a. Receive and note AlburyCity's updated Corporate Credit Card Procedure; and
b. Endorse that AlburyCity's Corporate Credit Card Policy – June 2012 be rescinded.

CARRIED

CM14.2. Investment Balances - July 2018

MOTION
Cr van de Ven Moved, Cr Thurley Seconded

That Council receive and note the Investment Balances Report for the month of July 2018.

CARRIED

CM14.3. Monthly Development Statistics – July 2018

MOTION
Cr Cameron Moved, Cr Thurley Seconded

That Council receive, note and accept the information in the Monthly Development Statistics for July 2018 report.

CARRIED

CM14.4. AlburyCity Operational Plan 2017/2018 Report - Albury 2030

MOTION
Cr Cameron Moved, Cr Docksey Seconded

That Council receive and note the 2017/2018 Operational Plan report.

CARRIED

CM14.5. Service and Efficiency Review Program - Six-monthly update

MOTION
Cr Glachan Moved, Cr Cameron Seconded

That Council receive and note the six-month Service and Efficiency Review Program progress report.

CARRIED

CM15. DELEGATES REPORTS FOR NOTING

There were no Delegates Reports for Noting.

CM16. NOTICE OF URGENT BUSINESS

CM16.1 Cr Cameron sought and was provided with confirmation on recent announcements by the NSW State Government regarding increased funding for Public Libraries.

CM17. CONFIDENTIAL MATTERS

There were no Confidential Matters.

The meeting closed at 8.00pm.