



## **MINUTES**

**Ordinary Council Meeting  
19 August 2015**

The meeting commenced at 9.30am.

**PRESENT:** Councillors J Rosenbaum (Chair), K Smith, J Henderson,  
A Hoggett, F Hooke, J Hooke and T Tersteeg.

Also in attendance were General Manager, Mr D Green,  
Manager Technical Services, Mr Gil Gendron and Manager  
Environmental Planning Ms Rebecca Connor.

**APOLOGIES:** Nil.

### **Acknowledgement of Country**

The Mayor delivered the Acknowledgment of Country.

### **Welcome to Gallery Members**

The Mayor welcomed members of the Public Gallery to the meeting.

### **DECLARATION OF PECUNIARY OR NON-PECUNIARY CONFLICT OF INTEREST**

- The General Manager declared a pecuniary interest in Item 2.3 of the Planning and Environment Report – New Detached Dual Occupancy – Lot 8 DP 843681 – 54 Irrawang Road, Gloucester.
- Cr Hoggett declared a non-pecuniary interest in Item 2.6 of the Planning and Environment Report – Waste Management Activities.

### **ADOPTION OF MINUTES**

#### **Minutes of the Ordinary Meeting held 15 July 2015**

145/15      **RESOLVED** that the Minutes of the Ordinary Meeting held 15 July 2015 as circulated to members be confirmed.

(Cr Hoggett/Cr Smith)

### **Matters Arising**

#### **1. General Business - Item 2 – Manchester Road Funding**

It was noted that the figure in the Section 94A Contributions Plan for improvements to Manchester Road is \$360,000, not \$36,000; the Minutes to be amended accordingly.

## **Notice of Motion**

### **1. Notice of Motion – Ethical Investment**

146/15 A motion was moved by Cr Hoggett and seconded by Cr Rosenbaum that Gloucester Shire Council reviews its investment policy to exclude investments that are generally considered unethical and/or at risk of becoming stranded.

The **motion** was put and carried.

(Cr Hoggett/Cr Rosenbaum)

## **Technical Services Report**

### **4.1 Proposed Closure of Crown Road off Manchester Road**

147/15 **RESOLVED** that this item now be considered.

(Cr Henderson/Cr Hoggett)

148/15 **RESOLVED** that Council does not object to the closure of the roads as depicted yellow on the plan as supplied by Crown Lands (attached).

(Cr Henderson/Cr Tersteeg)

## **Matters Arising/Outstanding Actions**

### **1. Dairy Operation**

Councillors enquired as to the current status.

The Manager Technical Services advised Council will consider this item in closed meeting later in the meeting.

## **Delegates Reports**

### **1. District Bushfire Committee Meeting held 6 August 2015 – Cr Aled Hoggett**

Cr Hoggett provided a brief summary of the meeting:-

- It appears we have missed the most suitable conditions for burning – the district is drying out quickly

- NPWS and the Forestry have indicated they are more sensitive to the practice of burning
- Permits may be available early this year
- A merger between Gloucester and Great Lakes Bush Fire Committees has been suggested – Cr Hoggett responded to this proposal by raising the importance of connection and communication within the community – some assurance that community representation would not be diluted should a merger occur, is required
- Cr Hoggett requested comments from Councillors for him to take to the Committee

## **2. MidCoast Water Meeting – 18 August 2015 – Cr Frank Hooke**

Cr F Hooke provided a brief summary of the meeting:-

- The current General Manager is on leave and will not be seeking re-appointment; in the meantime, current staff are filling the role
- Cr Hoggett has nominated for the role of Chair and expressed his view that it is important that Gloucester take up that position. It was agreed that Council would write to MidCoast Water confirming its support for the current practice of rotating the Chair between Member Councils

149/95        **RESOLVED** that Council support the current policy of MidCoast Water whereby the Chair is elected on an annual rotation basis between Member Councils and forward a letter to MidCoast Water to that effect.

(Cr Smith/Cr Henderson)

## **3. Stratford Coal Community Consultative Committee Meeting – Cr Tony Tersteeg**

The scheduled meeting was not held do to the current in-action at the mine site – the only operation currently being undertaken is the washing of coal at Duralie.

### **Planning and Environment Report**

#### **2.1 Development Applications Approved for July 2015**

150/15        **RESOLVED** that the report be received and noted.

(Cr Hoggett /Cr Tersteeg)

#### **2.2 Draft Integrated Mining Policy**

151/15        **RESOLVED** that Council:-

1. Agree to take part in the MidCoast Water submission on behalf of the

Sustainable Water Cycle Management Committee regarding the public exhibition of the State 2 documents prepared by the New South Wales Department of Planning for the Integrated Mining Policy, specifically the Water Regulation and Policy Framework;

2. Endorse the comments above relating to water management from a local perspective, as part of Council's participation of the Stage 2 documents on exhibition of the Integrated Mining Policy Water Regulation and Policy Framework;
3. Note and endorse that no further submissions will be undertaken in relation to the Stage 2 documents on exhibition of the Integrated Mining Policy.

(Cr Tersteeg/Cr Hoggett)

**2.3 New Detached Dual Occupancy – Lot 8 DP 843681 – 54 Irrawang Road, Gloucester**

*The General Manager declared an interest in this item and left the meeting.*

- 152/15 **RESOLVED** that Council approve the proposed dual occupancy at Lot 8 DP 843681 – 54 Irrawang Road, Gloucester subject to the attached conditions.

(Cr Hoggett/Cr J Hooke)

**Resolution 152/15**

For	Cr Rosenbaum, Cr Hoggett, Cr F Hooke, Cr J Hooke, Cr Smith
Against	Cr Henderson, Cr Tersteeg

*The General Manager returned to the meeting.*

**2.4 Weed Management Activities**

- 153/15 **RESOLVED** that Council receives and notes this report.

(Cr Hoggett/Cr Henderson)

**2.5 Draft Gloucester Shire Council s94 Plan for Traffic Generating Development 2015**

- 154/15 **RESOLVED** that Council place the draft Gloucester Shire Council s94 Plan for Traffic generating Development 2015 on exhibition for a period of 28 days.

(Cr Henderson/Cr Hoggett)

## **2.6 Waste Management Activities**

*Cr Hoggett declared an interest in this item and left the meeting.*

155/15        **RESOLVED** that Council receive and note this report and that recycling issues, design of bins etc be referred to the Waste Committee.

(Cr F Hooke/Cr J Hooke)

It was agreed that a meeting of the Waste Committee would be held no later than October of this year.

It was also agreed that a mobile phone recycling facility will be placed at the Leading Appliances store in Church Street.

A **motion** was moved by Cr J Hooke and seconded that the bin provided at the Mograni Lookout be removed.

The **motion** was withdrawn.

*Cr Hoggett returned to the meeting.*

## **2.7 Mobile Food Vending Vehicle Policy**

156/15        **RESOLVED** that the attached Mobile Food Vending Policy be publically notified for 28 days in accordance with Section 160 of the *Local Government Act 1993*.

(Cr F Hooke/Cr Smith)

## **3. Finance Service's Report**

### **3.1 Investment Report as at 31 July 2015**

157/15        **RESOLVED** that Council notes the investment summary report to 31 July 2015 and endorses actions taken by the Responsible Accounting Officer in respect of investments since the June 2015 Council meeting.

(Cr Smith/Cr Tersteeg)

### **3.2 Quarterly Budget Review Statement to 30 June 2015**

158/15        **RESOLVED** that the Quarterly Budget Review to 30 June 2015 be noted.

(Cr J Hooke/Cr Henderson)

### **3.3 2014-2015 Financial Statements Referred to Audit**

159/15       **RESOLVED** that the attached Financial Statements for the 2014/15 financial year be referred to audit, and the Statement by Councillors and Management be signed.

(Cr Hoggett /Cr J Hooke)

Cr Hoggett congratulated the General Manager on Council achieving the excellent operating result.

### **Technical Service's Report**

#### **4.2 Works Progress Report**

160/15       **RESOLVED** that the report be noted.

(Cr Henderson/Cr J Hooke)

It was noted that the table of works presented contained an error – the SRV Tate Street project should be listed in the column headed “Construction Commenced and/or Proposed for Next Month”.

#### **Works In Main Street**

Councillors requested that they be kept informed regarding all proposed works in the main street area and further that they be provided with a list of all “shovel ready” projects awaiting funding.

### **5. General Manager's Report**

#### **5.1 Year End Report – Delivery Program 2012-2016 and Operation Plan 2-14/15**

161/15       **RESOLVED:-**

1. That the status report of the 2012-2016 Delivery Plan and 2014/15 Operational Plan for the financial year ended 30 June 2015 be received; and
2. That the CSP be workshopped by Councillors in the near future.

(Cr Hoggett/Cr Henderson)

#### **5.2 The Review into Local Government (Fit for the Future) and Gloucester as Sustainable Council**

162/15       **RESOLVED** that Council receives this report.

(Cr Hoggett/Cr Henderson)

### **5.3 Rocky Hill Project – On Hold**

163/15       **RESOLVED** that Council:-

1. Considers this report.
2. Writes to the Minister expressing Council's dissatisfaction with the delay in the provision of further information.

(Cr Smith/Cr Henderson)

### **5.4 Country Mayors Meeting**

164/15       **RESOLVED** that the report be received and noted.

(Cr Henderson/Cr Tersteeg)

## **6. Committee Reports**

### **6.1 Minutes of the Environment and Planning Committee Meeting held 1 April 2015**

165/15       **RESOLVED** that the minutes of the meeting of the Environment  
and Planning Committee held on 1 April 2015 be received and noted.

(Cr Tersteeg/Cr Henderson)

### **6.2 Minutes of the Environment and Planning Committee Meeting held 10 June 2015**

166/15       **RESOLVED** that the minutes of the meeting of the Environment and  
Planning Committee held on 10 June 2015 be received and noted.

(Cr Hoggett/Cr J Hooke)

## **7. Government Circulars, Ministerials and Correspondence**

### **7.1 Gloucester Dialogue – Communique 11**

Noted.

## **GENERAL BUSINESS**

### **1. Submission – Genetically Modified Canola**

Whilst details have been forwarded to Councillors with a request to provide any comments, the opportunity to raise issues for inclusion in Council's submission will also be given to the Ag Working Group and Environmental Planning Committee.



**Closed Meeting**

Council resolved to go into closed meeting at 1.20pm. In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, the following business is of a kind as referred to in Section 10A of the Act and should be dealt with in a part of the meeting closed to the media and public.

**1. Dairy Operation**

This item is classified CONFIDENTIAL under Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.

**2. Main Street – Building Dispute**

This item is classified CONFIDENTIAL under Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.

167/15      **RESOLVED** that as the above items of business relates to Section 19A(2)(g) of the Act, such matters be dealt with in closed meeting.

(Cr Hoggett/Cr J Hooke)

168/15      At 1.28pm Council **RESOLVED** to re-open the meeting to the public.

(Cr Hoggett/Cr Henderson)

On return to open meeting at 1.28pm the General Manager reported to the meeting that in Closed Session the following issues were discussed and resolved by Council:-

**1. Dairy Operation**

169/15      **RESOLVED** that an Order be issued to the business operator.

(Cr Tersteeg/Cr J Hooke)

**2. Main Street - Building Dispute**

An update of the progress to date was provided.

There being no further business the meeting closed at 1.30pm.