



ORDINARY MEETING OF COUNCIL

Held on

Wednesday, 27 July 2022

4pm

at

Armidale Council Chambers

PRESENT: Councillor Sam Coupland (Mayor), Councillor Todd Redwood (Deputy Mayor), Councillor Paul Gaddes, Councillor Jon Galletly, Councillor Susan McMichael, Councillor Steven Mepham, Councillor Debra O'Brien, Councillor Margaret O'Connor, Councillor Paul Packham, Councillor Dorothy Robinson and Councillor Bradley Widders.

IN ATTENDANCE: Mr James Roncon (General Manager), Mr Darren Schaefer (Chief Officer Corporate and Community), Mr Daniel Boyce (Chief Officer Sustainable Development), Mr Alex Manners (Chief Officer Assets and Services) and Ms Jessica Bower (Executive Officer).

MINUTES

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(General Manager's Note: The report considers contractor responses and evaluation to an Expression of Interest and is deemed confidential under Section 10A(2)(d) of the Local Government Act 1993, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret).

1. CIVIC AFFIRMATION AND ACKNOWLEDGEMENT OF COUNTRY

Cr Widders delivered the Civic Affirmation and Cr Gaddes delivered the Acknowledgement of Country.

2. STATEMENT IN RELATION TO LIVE STREAMING OF COUNCIL MEETINGS

The General Manager delivered the statement.

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

4. DISCLOSURES OF INTEREST

Name	Item	Nature of Interest	Reason/Intended Action
Clr McMichael	11.2 Increase the Annual Financial Contribution to the Armidale Neighbourhood Centre	<input type="checkbox"/> Pecuniary <input checked="" type="checkbox"/> Non Pecuniary – Significant Conflict <input type="checkbox"/> Non Pecuniary – Non Significant Conflict	Reason: Board member of the Neighbourhood Centre. Intended action: Leave Chamber

5. CONFIRMATION OF MINUTES

5.1 Minutes of Previous Meeting held 29 June 2022 Ref: AINT/2022/25273 (ARC16/0001-7)

137/22

RESOLVED

That the Minutes of the Ordinary Council meeting held on 29 June 2022 be taken as read and accepted as a true record of the meeting.

Moved Cr Redwood

Seconded Cr Gaddes

The Motion on being put to the vote was CARRIED unanimously.

6. MAYORAL MINUTE

6.1 Mayoral Minute - Key Pillar Working Groups Ref: AINT/2022/28752 (ARC16/0001-7)

138/22

RESOLVED

That Council note the minute.

Moved Cr Coupland

The Motion on being put to the vote was CARRIED unanimously.

7. NOTICES OF MOTION

7.1 Strategic Infrastructure Planning

Ref: AINT/2022/29839 (ARC16/0025-6)

139/22

PROCEDURAL MOTION

Moved Cr Robinson Seconded Cr O'Connor

That the items be dealt with in seriatim.

DIVISION The result being:-

FOR: Crs D Robinson; M O'Connor; B Widders and S McMichael.

AGAINST: Crs S Coupland, P Gaddes, J Galletly, D O'Brien, P Packham; S Mepham and T Redwood

The Motion on being put to the vote was LOST.

RESOLVED

1. That Council convene and facilitate a workshop of Councillors to collate the structural infrastructure, planning and resourcing required to deliver on the 10000/4000 target covering;

- a. Energy & Water
- b. Transport
- c. Education
- d. Health
- e. Housing
- f. Recreation
- g. Industry and Employment Segments

2. That the Council retain the necessary people and culture resources to deliver the target;

3. That Council KPI's be aligned with achieving the target.

Moved Cr Packham Seconded Cr Gaddes

DIVISION The result being:-

FOR: Crs S Coupland, P Gaddes, J Galletly, S McMichael, S Mepham, D O'Brien, M O'Connor, P Packham and T Redwood

AGAINST: Crs D Robinson and B Widders

The Motion on being put to the vote was CARRIED.

8. LEADERSHIP FOR THE REGION

8.1 Council Actions Report January - June 2022 *Ref: AINT/2022/25274 (ARC16/0001-7)*

140/22

RESOLVED

That Council notes the report summarising the actions taken on the resolutions of Council.

Moved Cr O'Connor

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

8.2 Advocacy Strategy

Ref: AINT/2022/27087 (ARC16/0891-2)

141/22

RESOLVED

That Council:

- a. endorse the compilation of an Armidale Regional Council Advocacy Strategy and that it become the centrepiece of Armidale Regional Council's advocacy initiatives leading into the 2023 NSW State Election.
- b. confirms up to six priority initiatives or projects it seeks to pursue as part of its advocacy push through to the 2023 NSW State Government Election.
- c. undertake consultation in relation to the advocacy items as part of the workshop to be convened per item 7.1.

Moved Cr Redwood

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

9. GROWTH, PROSPERITY AND ECONOMIC DEVELOPMENT

9.1 Cash and Investment Report 30 June 2022

Ref: AINT/2022/23864 (ARC16/0001-7)

142/22

RESOLVED

That Council note the Cash and Investment Report for June 2022.

Moved Cr McMichael

Seconded Cr Robinson

The Motion on being put to the vote was CARRIED unanimously.

9.2 Planning Proposal for 242 Rusden Street, Armidale *Ref: AINT/2022/26265 (ARC20/4426)*

143/22

RESOLVED

That Council:

- a. Endorse the Planning Proposal to amend the *Armidale Dumaresq Local Environmental Plan 2012* or *Armidale Regional Local Environmental Plan* (as applicable) to regularise the permissibility of the retail premises land uses that have historically and continually been carried out at 242 Rusden Street, Armidale (Lot A, DP 329168).
- b. Forward the endorsed Planning Proposal to the Department of Planning and Environment with a request for Gateway Determination and exhibit the proposal in accordance with that determination.
- c. Seek authorisation from the Department of Planning and Environment to be the local plan-making authority.

Moved Cr McMichael

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

10. ENVIRONMENT AND INFRASTRUCTURE

10.1 Compliance and Enforcement Policy - For Adoption (Post Public Exhibition)

Ref: AINT/2022/26879 (ARC22/5018)

144/22

PROCEDURAL MOTION

That the item be deferred to the August Council Meeting.

Moved Cr O'Connor

Seconded Cr Packham

DIVISION The result being:-

FOR: Crs P Packham; D Robinson; M O'Connor and S Mepham.

AGAINST: Crs B Widders; S McMichael; T Redwood; J Galletly; P Gaddes; D O'Brien; S Coupland.

The Motion on being put to the vote was LOST.

RESOLVED

That Council adopt the Compliance and Enforcement Policy.

Moved Cr Widders

Seconded Cr Redwood

DIVISION The result being:-

FOR: Crs S Coupland, P Gaddes, J Galletly, S McMichael, D O'Brien, T Redwood, D Robinson and B Widders

AGAINST: Crs S Mepham, M O'Connor and P Packham

The Motion on being put to the vote was CARRIED.

10.2 Look Up! Make the State of our Planet BAU Pilot Program

Ref: AINT/2022/26896 (ARC21/4551)

145/22

MOVED

That Council:

- a. Endorse the Leadership Principles and Climate Action Plan initiatives contained within the outcomes of the pilot program *"Look-Up! Make the State of our Planet BAU."*
- b. Reaffirm Council's resolution on 25 September 2019 to commit to achieving the goals of Project Zero30.
- c. Request that the General Manager prepare an organisational plan to minimise our contribution to the global temperature rise and achieve Climate Active certification which will be reported back to Council with costings.

Moved Cr Robinson

Seconded Cr Widders

PROCEDURAL MOTION

That the items be voted on in seriatim.

Moved Cr O'Connor

Seconded Cr Packham

The Motion on being put to the vote was **CARRIED** unanimously.

RESOLVED

That Council:

- a. Endorse the Leadership Principles and Climate Action Plan initiatives contained within the outcomes of the pilot program *"Look-Up! Make the State of our Planet BAU."*

DIVISION *The result being:-*

FOR: *Crs S Coupland, P Gaddes, J Galletly, S McMichael, D O'Brien, T Redwood, D Robinson; S Mepham and B Widders*

AGAINST: *Crs P Packham and M O'Connor*

The Motion on being put to the vote was **CARRIED**

- b. Reaffirm Council's resolution on 25 September 2019 to commit to achieving the goals of Project Zero30.

DIVISION *The result being:-*

FOR: *Crs S Coupland, P Gaddes, J Galletly, S McMichael, D O'Brien, T Redwood, D Robinson; S Mepham and B Widders*

AGAINST: *Crs P Packham and M O'Connor*

The Motion on being put to the vote was **CARRIED**

- c. Request that the General Manager prepare an organisational plan to minimise our contribution to the global temperature rise and achieve Climate Active certification which will be reported back to Council with costings.

The Motion on being put to the vote was CARRIED unanimously.

Moved Cr Robinson

Seconded Cr Widders

11. OUR PEOPLE AND COMMUNITY

11.1 Alterations to Parking Time Limits within the Armidale CBD

Ref: AINT/2022/11591 (ARC18/2956)

146/22

RESOLVED

That Council:

- a. Note the report on the status of the CBD Heart, Core and Frame Parking limits.
- b. Endorse the implementation of changes to the CBD Heart, Core and Frame Parking limits relating to the 15min time zones only.

Moved Cr Packham

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

Cr Susan McMichael left the meeting, the time being 05:13 PM

11.2 Increase the Annual Financial Contribution to the Armidale Neighbourhood Centre

Ref: AINT/2022/28363 (ARC18/2827)

147/22

RESOLVED

That Council;

- a. Increase its annual financial contribution from \$20,000 pa to \$80,000 pa in support of the Armidale Neighbourhood Centre's expanded service offering and the important function they play in the Armidale community.
- b. Give public notice for a period of 28 days in accordance with section 356 of the *Local Government Act 1993*, Councils intent to increase the annual payment to \$80,000 to the Armidale Neighbourhood Centre.
- c. A further report be presented back to Council following the conclusion of the public notice period to address any matters raised during the exhibition period.

Moved Cr O'Brien

Seconded Cr O'Connor

The Motion on being put to the vote was CARRIED unanimously.

Cr Susan McMichael returned to the meeting, the time being 05:22 PM

12. COMMITTEE REPORTS

PROCEDURAL MOTION

148/22

Moved Cr O'Connor Seconded Cr McMichael

That items 12.1 and 12.4 be voted on simultaneously.

The Motion on being put to the vote was CARRIED unanimously.

12.1 Traffic Advisory Committee - Minutes of the meeting held on 7 June 2022

Ref: AINT/2022/20823 (ARC16/0168-7)

149/22

RESOLVED

That in relation to the report "Armidale Regional Council Traffic Advisory Committee Minutes – 7 June 2022", that Council:

- a) Note the Agenda and Minutes from the TAC Meeting held 7 June 2022;
- b) Note the use of Council roads for part of the Royal Far West Kids Ride;
- c) Note the traffic management plan and the temporary speed reduction to 30km/h for Kentucky St between Faulkner St and Dangar St for the NSW Country Gymnastic Competition held Tuesday 5 July to Sunday 10 July 2022;
- d) Note the road closures along the route associated with the NAIDOC street march held on 7 July 2022; and
- e) Install signage for a 'Kiss and Drop' zone for Guyra Central School and note the requirement for Guyra Central School to monitor the use of the zone.

Moved Cr McMichael Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

12.2 Sports Council - Minutes of the Meeting held on 24 March 2022

Ref: AINT/2022/11967 (ARC16/0330)

150/22

RESOLVED

That Council:

- a. Note the Minutes of the Sports Council Committee meeting held on 24 March 2022;
- b. Note that \$33,000 of the Sports Development Levy Fund was utilised for Committee endorsed Armidale & District Cricket Association (ADCA) projects.
- c. Note the project update on the \$350,000 Regional Sport Facility Funded; Lynches Road Netball Courts Lighting Project.
- d. Note the update on the \$89,000 Stronger Country and Communities Fund project Indoor Cricket Centre at Armidale Sportsground including an extension of the existing indoor centre to provide amenities and an office.
- e. Note the update on the financial position of the Sports Council up to 28 February 2022 and that the Committee endorsed a 2.5% increase to Sports Development Levy for the 2022-2023 season.

Moved Cr Galletly

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

12.3 Audit Risk and Improvement Committee - Minutes of 21 June 2022 Meeting

Ref: AINT/2022/27079 (ARC22/5007)

151/22

RESOLVED

That the Minutes of the Audit Risk and Improvement Committee meeting held on 21 June 2022 be noted and that Councillors retain the right to attend ARIC meetings in an observer capacity going forward.

Moved Cr Packham

Seconded Cr O'Connor

The Motion on being put to the vote was CARRIED unanimously.

12.4 Traffic Advisory Committee - Minutes of the meeting held on 5 July 2022

Ref: AINT/2022/27081 (ARC16/0168-7)

152/22

RESOLVED

That in relation to the report "Armidale Regional Council Traffic Advisory Committee Minutes – 5 July 2022", that Council:

- a) Note the Minutes of the Traffic Advisory Committee meeting held on 5 July 2022;
- b) Endorse the road closure of Moore Street from Dangar Street to Faulkner Street as requested for the National Police Memorial Wall to Wall Ride 2022 between the hours of 6am and 8.30am on Wednesday 15th September 2022;
- c) Note that complaints have been made regarding parking on Naughton Avenue and further investigations are to be undertaken and the matter has been deferred to the August Traffic Advisory Committee meeting;
- d) Endorse a No Parking zone and install appropriate signage in the turn-around of the cul-de-sac of Powers Place;
- e) Note further investigation and report to the August Traffic Advisory Committee meeting is required regarding the size of the bus to be used and available parking space following the termination of a taxi service in Guyra.

Moved Cr McMichael

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

12.5 New England Bushfire Management Committee - Minutes of the meeting held on 10 May 2022

Ref: AINT/2022/29700 (ARC17/1987)

153/22

RESOLVED

That the draft Minutes of the New England Bushfire Management Committee meeting held on 10 May 2022 be noted.

Moved Cr Mepham

Seconded Cr Robinson

The Motion on being put to the vote was CARRIED unanimously.

13. MATTERS OF AN URGENT NATURE - NIL

14. QUESTIONS ON NOTICE - NIL

PROCEDURAL MOTION

154/22 **RESOLVED**

- a) That Council move into closed Session to receive and consider the following items:
- 15.1 Endorsement of Expression of Interest (EOI) for ARC Gravel Crushing in Guyra NSW. (AINT/2022/18718) - ***(General Manager's Note: The report considers contractor responses and evaluation to an Expression of Interest and is deemed confidential under Section 10A(2)(d) of the Local Government Act 1993, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret).***
- b) That Council exclude the press and public from the proceedings of the Council in Confidential Session pursuant to Section 10A, subsections 2 & 3 and section 10B of the Local Government Act 1993, on the basis that the items to be considered are of a confidential nature.
- c) That Council make the resolutions made in Confidential Session public as soon as practicable.

Moved Cr Robinson

Seconded Cr O'Brien

The Motion on being put to the vote was CARRIED unanimously.

Council entered Closed Session at 5:33pm.

Council returned to Open Session at 5:34pm.

RESUMPTION OF MEETING

155/22 **RESOLVED**

That Council move back into open Session and that the resolutions of the closed session be made public.

Moved Cr O'Connor

Seconded Cr Redwood

The Motion on being put to the vote was CARRIED unanimously.

15. CLOSED SESSION

**15.1 Endorsement of Expression of Interest (EOI) for ARC Gravel Crushing in Guyra
NSW**

Ref: AINT/2022/18718 (ARC22/5144)

156/22

RESOLVED

That Council:

- a) Accept the tender submitted by BMR Quarries Pty Ltd for crushing and screening operations;
- b) Delegate authority to the General Manager to execute all documents in relation to the contracts;
- c) Delegate authority to the General Manager to approve expenditure for works, estimated to be at a value of \$240,592 Excluding GST, within the upper limit of available funding for crushing and screening; and
- d) Delegate authority to the General Manager to approve all variations to the Contract up to the upper funding limit for any additional works completed by BMR Quarries Pty Ltd.

Moved Cr Robinson

Seconded Cr McMichael

The Motion on being put to the vote was CARRIED unanimously.

There being no further business the Mayor declared the meeting closed at 5:35pm.