

NAMBUCCA VALLEY COUNCIL

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

The following document is the minutes of the Ordinary Council meeting held **13 JUNE 2024**. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on Thursday 27 June 2024 and therefore subject to change. Please refer to the minutes of 27 June 2024 for confirmation.

PRESENT

Cr Rhonda Hoban OAM (Mayor)
Cr David Jones
Cr John Wilson (Deputy Mayor)

Cr Susan Jenvey
Cr Troy Vance

ALSO PRESENT

Matthew Sykes (Acting General Manager)
David Moloney (Director Engineering Services)
Rochelle McMurray (Minute Secretary)

Evan Webb (Acting Director Corporate Services)
Daniel Walsh (Manager Development Environment)

APOLOGIES

Apologies (leave granted)

Bede Spannagle (General Manager)

Apologies

Cr Martin Ballangarry OAM

Cr James Angel

Absent

Cr Ricky Buchanan

ACKNOWLEDGMENT OF COUNTRY

I would like to acknowledge the Gumbaynggirr people who are the Traditional Custodians of this Land. I would also like to pay respect to the elders both past and present and extend that respect to any Aboriginal People present.

COUNCIL MEETING AUDIO RECORDINGS

This meeting is being webcast and those in attendance should refrain from making any defamatory statements

PRAYER

Pastor Tim Turner from the Seventh Day Adventist Church Nambucca Heads, offered a prayer on behalf of the Nambucca Minister's Association.

DISCLOSURE OF INTEREST

Nil

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

SUBJECT: CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING 30 MAY 2024

179/24 **RESOLVED:** (Jones/Wilson)

That the minutes of the Ordinary Council Meeting of 30 May 2024 be confirmed.

PUBLIC FORUM

RECOMMENDATION

That the following Public Forum be heard:

- i Mr Alan Manuel - observations and questions in relation development application process and impacts.*

PUBLIC FORUM

- i Mr Alan Manuel addressed Council with notes placed on 29780/2024 SF 3424.**

180/24 **RESOLVED:** (Jones/Jenvey)

That Council;

- 1 Call for a report in relation to the gateway determination for the LEP amendment to horticulture.**
- 2 Report on;**
 - the possibility on ministerial approval for interim moratorium on any form of development.**
 - if successful, will the LEP amendment allow Council to require a DA for horticulture/intensive horticulture.**
 - will that allow the capture of height, structure, distance buffers and footprint ratio of land.**
 - City of Coffs Harbour Council experience in implementing DA's.**
 - potential circumstances on what would trigger a Land and Environment court proceedings regarding the requirement of a DA for horticulture.**
 - the need for a rural land use strategy to inform the LEP.**

DELEGATIONS

RECOMMENDATION

That the following delegations be heard:

- ii Mr Greg Desmond -President Taylors Arm Sports Reserve on the 2024/25 budget submission.*

DELEGATIONS

- ii Mr Greg Desmond -President Taylors Arm Sports Reserve addressed Council with notes placed on 29383/2024 SF 3424.**
-

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

181/24 **RESOLVED:** (Hoban/Jones)

That Council bring forward the Items 10.2 Making of Rates and Charges 2024/2025 and 10.1 2024/25 Annual Budget, 2024/25 -2033/34 Long Term Financial Plan, 2024/25 Revenue Policy and the 2024/25 Schedule of Fees and Charges, in that order.

DIRECTOR CORPORATE SERVICES REPORTS

ITEM 10.2 SF690 130624 Making of Rates and Charges 2024/2025

182/24 **RESOLVED:** (Wilson/Vance)

That Council:

- 1 In accordance with Section 501 of the *Local Government Act 1993*, the annual access charge for water supply services to all properties connected or able to be connected to Council's water supply in accordance with Section 552(1) of the Act for 2024/2025 is made at one hundred and eighty four dollars (\$184.00) per occupancy for each assessment for a 20mm or 25mm connection; four hundred and seventy two dollars (\$472.00) for a 32mm connection, seven hundred and thirty six dollars (\$736.00) for a 40mm connection, one thousand one hundred and fifty dollars (\$1,150.00) for a 50mm connection, two thousand nine hundred and forty four dollars (\$2,944.00) for an 80mm connection and four thousand six hundred dollars (\$4,600.00) for a 100mm connection, to be charged per connection for each assessment; and one hundred and eighty four dollars (\$184.00) for vacant or unconnected land per assessment, and have a short title of "Water Access"; and a consumption charge of three dollars and ninety cents (\$3.90) per kilolitre to apply to all water consumption billed during the financial year and such charge to have a short title of "Water Charge" in accordance with Section 543 of the Act.
- 2 In accordance with Section 501 of the *Local Government Act 1993* the annual access charge for sewerage services to all properties connected or able to be connected to Council's sewer in accordance with Section 552(3) of the Act for 2024/2025 is made at eight hundred and twenty eight dollars (\$828.00) per occupancy for each assessment for residential connections; for non-residential connections three hundred and thirteen dollars (\$313.00) for 20mm or 25mm connection, eight hundred and two dollars (\$802.00) for a 32mm connection, one thousand two hundred and fifty two dollars (\$1,252.00) for 40mm connection, one thousand nine hundred and fifty seven dollars (\$1,957.00) for 50mm connection, five thousand and eight dollars (\$5,008.00) for 80mm connection and seven thousand eight hundred and twenty five dollars (\$7,825.00) for 100mm connection, per connection for each assessment; and three hundred and thirteen dollars (\$313.00) for vacant or unconnected land per assessment, and have a short title of "Sewer Access"; and a sewer usage charge of four dollars and eighty cents (\$4.80) per kilolitre to be calculated on the estimated volume discharged from properties, excluding residential connections, using the total water consumption and Sewer Discharge Factors based on the Department of Climate Change, Energy, the Environment and Water guidelines and such charge to have a short title of "Sewer Usage Charge" and be included on the 'Water Account'.
- 3 In accordance with Section 501 of the *Local Government Act 1993* the annual access charge for sewerage services to all residential properties connected to Council's low pressure sewer system in accordance with Section 552(3) of the Act for 2024/2025 is made at seven hundred and ninety six dollars (\$796.00) per occupancy for each assessment for residential connections, and have a short title "Sewer Access – Res – Pressured".

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

-
- 4 In accordance with Section 501 of the *Local Government Act 1993*, the waste management tip provision charge for 2024/2025 is made at one hundred and seventy four dollars (\$174.00) per assessment for properties categorised as Business or Farmland, or are Non Rateable properties used for commercial purposes, that are not vacant but do not, or have elected not to receive a waste service; or any property under any category not on the waste collection route; such charge to have the short title of “Tip Provision”.
- 5 In accordance with Section 496 of the *Local Government Act 1993*, the annual charge for 2024/2025 for domestic waste service on all occupied rateable land in the Local Government Area (LGA), categorised Farmland or Residential under Section 515 or 516 of the Act, or are Non Rateable properties to which a domestic waste service is provided, and are on a waste collection route is made at six hundred and thirty nine dollars (\$639.00) per occupancy for each assessment which contains up to and including five residential occupancies, such charge to have a short title of “Full Domestic Waste Service”, the amount of the annual charge will be the amount derived by applying the formula $A = B \times \$639.00$, where “A” equals the annual charge, “B” equals the number of occupancies and \$639.00 is the unit price. Residential assessments with six or more occupancies, upon request, may be charged one full service charge of six hundred and thirty nine dollars (\$639.00) and sufficient additional bins, at the appropriate charge, to service the waste collection requirements of the assessment, as agreed between the property owner and the Council’s Waste Services Coordinator. Owners of secondary dwellings with a gross floor area of up to 60 square metres will have the option of a second domestic waste service. Residential or Farmland properties not on a waste collection route who request a domestic waste service, excluding a Bulky Goods Pick-up, is made at six hundred and twelve dollars (\$612.00), such charge to have a short title of ‘Domestic Waste no BGP’. A waste management ‘tip provision’ annual charge of one hundred and seventy four dollars (\$174.00) for the year 2024/2025 is made for properties categorised Farmland or Residential used for residential purposes, that are not vacant, but do not receive a domestic waste service and are not on a waste collection route.
- 6 In accordance with Section 496 of the *Local Government Act 1993* the annual charge for 2024/2025 for domestic waste on all vacant rateable land in the LGA, categorised Residential (under Section 516 of the Act) or are Non Rateable and located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head and the villages of Taylors Arm, Upper Taylors Arm, Eungai Rail, Eungai Creek, Warrell Creek and Donnellyville and all land within the rural sector with a residential building entitlement, including land categorised as Farmland, where the domestic waste collection service is available, is made at one hundred and fifty six dollars (\$156.00) per assessment, such charge to have a short title of “Vacant Waste Management”.
- 7 In accordance with Section 501 of the *Local Government Act 1993*, the annual charge for 2024/2025 for waste service on all occupied rateable land in the LGA, categorised Business (under Section 518 of the Act) to which a waste service is provided, or is Non Rateable land to which a commercial waste service is provided, is made at six hundred and twelve dollars (\$612.00) per occupancy per assessment, such charge to have a short title of “Full Commercial Waste Service”, the amount of the annual charge will be the amount derived by applying the formula $A = B \times \$612.00$, where “A” equals the annual charge, “B” equals the number of separate occupancies and \$612.00 is the unit price.
- 8 In accordance with Section 501 of the *Local Government Act 1993*, the annual charge for 2024/2025 for waste service on all occupied rateable land in the LGA, categorised “Business” or “non-Rateable” to which a waste service, including a Bulky Goods Pick-up service is provided, is made at six hundred and thirty nine dollars (\$639.00) per occupancy per assessment, such charge to have a short title of “Commercial Waste with BGP”, the amount of the annual charge will be the amount derived by applying the formula $A = B \times \$639.00$, where “A” equals the annual charge, “B” equals the number of separate occupancies and \$639.00 is the unit price.
- 9 In accordance with Section 501 of the *Local Government Act 1993* the annual charge for waste for 2024/2025 on all vacant rateable land in the LGA, categorised Business (under

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

- Section 518 of the Act) or is Non Rateable land, and located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head and the villages of Taylors Arm, Upper Taylors Arm, Eungai Rail, Eungai Creek, Warrell Creek and Donnellyville, is made at one hundred and fifty six dollars (\$156.00) per assessment, such charge to have a short title of "Vacant Waste Management".
- 10 In accordance with Section 496A of the *Local Government Act 1993* and *Local Government (General) Regulation 2021* Clause 125AA the annual charge for 2024/2025 for stormwater management services on all rateable privately owned developed non-strata residential land located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head is made at twenty five dollars (\$25.00) per land parcel/assessment, such charge to have a short title "Stormwater Charge".
- 11 In accordance with Section 496A of the *Local Government Act 1993* and *Local Government (General) Regulation 2021* Clause 125AA the annual charge for 2024/2025 for stormwater management services on all rateable privately owned developed strata residential land located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head is made at twelve dollars and fifty cents (\$12.50) per lot/assessment, such charge to have a short title "Stormwater Res-Strata".
- 12 In accordance with Section 496A of the *Local Government Act 1993* and *Local Government (General) Regulation 2021* Clause 125AA the annual charge for 2024/2025 for stormwater management services on all rateable privately owned developed business land and located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head is made at twenty five dollars (\$25.00) per land parcel/assessment plus an additional twenty five dollars (\$25.00) for each 350 square metres or part of 350 square metres by which the area of the parcel of land exceeds 350 square metres, such charge to have a short title "Stormwater Business " and be capped at one hundred dollars (\$100.00) per assessment.
- 13 In accordance with Section 496A of the *Local Government Act 1993* and *Local Government (General) Regulation 2021* Clause 125AA the annual charge for 2024/2025 for stormwater management services on all rateable privately owned developed business strata lots/land and located within the confines of the towns of Nambucca Heads, Valla Beach, Hyland Park, Macksville, Bowraville and Scotts Head is made at an amount equal to twenty five dollars (\$25.00) per strata plan land parcel (parent parcel) plus an additional twenty five dollars (\$25.00) for each 350 square metres or part of 350 square metres by which the area of the parcel of land exceeds 350 square metres and capped at one hundred dollars (\$100.00) then be charged the greater of five dollars (\$5.00) or the relevant proportion of the maximum annual charge that would apply to the land subject to the strata scheme (the 'relevant proportion' is the proportion that the unit entitlement of that lot in the scheme bears to the aggregate unit entitlement of the scheme), such charge to have a short title "Stormwater Bus-Strata".
- 14 A rate of zero point zero zero three zero eight five nine dollars (\$0.0030859) on the land value of all rateable land in the rating category of "Farmland", is made for the year 2024/2025, subject to a minimum rate of six hundred and seventeen dollars (\$617.00) per assessment, in accordance with Section 548 of the *Local Government Act 1993*, such rate to apply to all properties categorised as "Farmland", pursuant to Section 515 of the Act, such rate to a short title of "Farmland" in accordance with Section 543 of the Act.
- 15 A rate of zero point zero zero three zero eight nine one dollars (\$0.0030891) on the land value of all rateable land in the rating category "Residential" is made for the year 2024/2025, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all properties categorised as "Residential", pursuant to Section 516 of the *Local Government Act 1993*, excluding all properties in the sub categories "Residential Town" and "Residential Village/Estate", such rate to have a separate short title of "Residential Non-Urban".
- 16 A rate of zero point zero zero two nine eight zero one dollars (\$0.0029801) on the land value of all rateable land in the rating category "Residential", sub category "Residential Town"

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

is made for the year 2024/2025, pursuant to Section 516 of the *Local Government Act 1993*, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all rateable land located in centres of population described as comprising all properties zoned residential, located in the towns of Nambucca Heads, Hyland Park, Macksville, Bowraville, Scotts Head and Valla Beach and serviced or able to be serviced with water supply, sewerage, or septic tank, such rate to have a separate short title of "Residential Town".

- 17 A rate of zero point zero zero three one one nine zero dollars (\$0.0031190) on the land value of all rateable land in the rating category "Residential", sub-category "Residential Village/Estate" is made for the year 2024/2025, pursuant to Section 516 of the *Local Government Act 1993*, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all rateable land located in the villages of Eungai Rail, Eungai Creek, Warrell Creek, Donnellyville, Taylors Arm, Upper Taylors Arm, and all Estates comprising all residential land within the rural sector with a residential building entitlement and within a subdivision both past and present which results in the concentration of holdings to create an estate of two or more lots, all ribbon development residential lots along rural roads contiguous to developed estates and villages and all ribbon development residential lots along rural roads immediately opposite to developed estates, such rate to have a separate short title "Residential Village/Estate".
- 18 A rate of zero point zero zero five eight eight seven two dollars (\$0.0058872) on the land value of all rateable land in the rating category "Business" is made for the year 2024/2025, pursuant to Section 518 of the *Local Government Act 1993*, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all properties categorised as "Business", excluding properties in the sub categories "CBD" and "Industrial Estate", such rate to have a separate short title of "Business Ordinary".
- 19 A rate of zero point zero zero nine one five nine six dollars (\$0.0091596) on the land value of all rateable land in the rating category "Business", sub category "CBD" is made for the year 2024/2025, pursuant to Section 518 of the *Local Government Act 1993*, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all rateable properties situated in the dedicated core business areas in the towns of Nambucca Heads, Macksville, Bowraville, Valla Beach, and Scotts Head and such rate to have a separate short title of "Business CBD".
- 20 A rate of zero point zero zero five three four six zero dollars (\$0.0053460) on the land value of all rateable land in the rating category "Business", sub category "Industrial Estate" is made for the year 2024/2025, pursuant to Section 518 of the *Local Government Act 1993*, subject to a minimum rate of eight hundred and sixty one dollars (\$861.00) per assessment, such rate to apply to all rateable properties situated in the dedicated industrial areas in the towns of Nambucca Heads and Macksville, and such rate to have a short title of "Business Industrial Estate".
- 21 An annual charge of one hundred and twenty dollars (\$120.00) for Category 1 (Low Risk) Sewer Trade Waste, is made for the year 2024/2025 pursuant to Section 501 of the *Local Government Act 1993* and have a short title "Trade Waste Fee-Cat 1", with an additional charge of two dollars and twenty two cents (\$2.22) per kilolitre for Non-Conforming Usage (if required pre-treatment is not installed or properly maintained), is made for the year 2024/2025 pursuant to Section 502 of the Act.
- 23 An annual charge of two hundred and forty dollars (\$240.00) for Category 2 (Medium Risk) Sewer Trade Waste, is made for the year 2024/2025 pursuant to Section 501 of the *Local Government Act 1993* and have a short title "Trade Waste Fee-Cat 2", with a usage charge of two dollars and twenty two cents (\$2.22) per kilolitre or seventeen dollars and ninety nine cents (\$17.99) per kilolitre for Non-Conforming Usage (if required pre-treatment is not installed or properly maintained), is made for the year 2024/2025 pursuant to Section 502 of the Act.
- 24 An annual charge of three hundred dollars (\$300.00) for Category 3 (High Risk) Sewer Trade Waste, is made for the year 2024/2025 pursuant to Section 501 of the *Local Government*

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

Act 1993 and have a short title “Trade Waste Fee–Cat 3”, with an additional charge of one dollar and forty two cents (\$1.42) per kilogram for Excess Mass, is made for the year 2024/2025 pursuant to Section 502 of the Act.

- 25 An annual charge of two hundred and forty dollars (\$240.00) for Category 2S Human Waste Effluent Disposal Sewer Trade Waste, is made for the year 2024/2025 pursuant to Section 501 of the *Local Government Act 1993* and have a short title “Trade Waste Fee–Cat 2S”, with a charge of one hundred and seventy two dollars (\$172.00) for Disposal at Treatment Works with a maximum of 2,500L, disposals over 2,500L will have an additional charge of sixty five dollars (\$65.00) per 1000L, is made for the year 2024/2025 pursuant to Section 501 of the Act.
- 26 An annual charge of one hundred and ninety dollars (\$190.00) for On-site Sewer Management Systems (OSSMS) operated in the high risk zone is made for the year 2024/2025 pursuant to Section 68 of the *Local Government Act 1993* and have a short title “OSSMS Zone 1”; properties will be charged one additional charge unit for each odd number of OSSMS, for example 3 OSSMS equals 2 charge units, 5 OSSMS equals 3 charge units.
- 27 An annual charge of sixty five dollars (\$65.00) for On-site Sewer Management Systems (OSSMS) operated in the medium risk zone is made for the year 2024/2025 pursuant to Section 68 of the *Local Government Act 1993* and have a short title “OSSMS Zone 5”; properties will be charged one additional charge unit for each odd number of OSSMS, for example 3 OSSMS equals 2 charge units, 5 OSSMS equals 3 charge units.
- 28 An annual charge of thirty five dollars (\$35.00) for On-site Sewer Management Systems (OSSMS) operated in the low risk zone is made for the year 2024/2025 pursuant to Section 68 of the *Local Government Act 1993* and have a short title “OSSMS Zone 10”; properties will be charged one additional charge unit for each odd number of OSSMS, for example 3 OSSMS equals 2 charge units, 5 OSSMS equals 3 charge units.
- 29 An interest rate of ten point five zero percent (10.50%) per annum is made to apply from 1 July 2024 to 30 June 2025 (inclusive), pursuant to Section 566 of the *Local Government Act 1993*, and be charged on overdue rates and charges.

ITEM 10.1 SF3328 130624 2024/25 Annual Budget, 2024/25 -2033/34 Long Term Financial Plan, 2024/25 Revenue Policy and the 2024/25 Schedule of Fees and Charges

183/24 **RESOLVED:** (Hoban/Wilson)

That Council

- 1 Adopts the 2024/25 Annual Budget, 2024/25 – 2033/34 Long Term Financial Plan and 2024/25 Revenue Policy including budget submission items 2 (adjusted to \$10,000), 8, 9, 10, 11 and 12 making the budget a forecasted deficit of \$138,000.
- 2 Adopts the 2024/2025 Schedule of Fees and Charges adjusted for:
 - an increase in the fees and charges for the Mary Boulton Pioneer Cottage and Museum, morning tea fees from \$10.50 to \$15.00 per person.
 - an increase in the EPA Waste and Environment Levy from the estimated \$96.26 per tonne to the announced \$97.90 per tonne, which thereby increases Waste Facility fees and charges (Mixed Waste Materials, Concrete and Bricks, Asbestos and Clean Fill) and Waste Charges (Annual Charge for Individual Additional Bins - Domestic and Commercial).

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

- 3 That Council receive a brief report on whether investigations, design and construction of drainage improvements on Taylors Arm Road adjacent to the Taylors Arm Reserve can be funded under the existing budget allocations for Survey & Design Investigation and/or from the Regional and Local Roads Repair (RLRRP) and Regional Road Emergency Road Repair Fund (RERRF) funding allocated to Council.

ASKING OF QUESTIONS WITH NOTICE

There were no questions with notice.

QUESTIONS FOR CLOSED MEETING WHERE DUE NOTICE HAS BEEN RECEIVED

There were no questions for Closed Meeting where due notice has been received.

GENERAL MANAGER REPORTS

ITEM 9.1 SF959 130624 Outstanding Actions and Reports

184/24 **RESOLVED:** (Jenvey/Wilson)

That Council note the list of outstanding actions and reports.

ITEM 9.2 SF3499 130624 Local Small Commitments Allocation funding program - finalised list of projects recommended by Council staff

185/24 **RESOLVED:** (Jenvey/Wilson)

That Council endorses the finalised list of projects for the Local Small Commitments Allocation of \$100,000.

ITEM 10.1 –2024/25 Annual Budget, 2024/25 -2033/34 Long Term Financial Plan, 2024/25 Revenue Policy and the 2024/25 Schedule of Fees and Charges was moved and dealt with under delegations

ITEM 10.2 - Making of Rates and Charges 2024/2025 was moved and dealt with under delegations

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

ITEM 10.3 SF3504 130624 Donations Program (Section 356) 2024/2025 - Applications for Approval for Waste Services

186/24 **RESOLVED:** (Jones/Jenvey)

That Council

- 1 Approves applications for a waste waiver to a total maximum tonnage of 50 tonnes to align with the 2024/2025 budget allocation of \$10,800 for the following charitable organisations:
 - Anglican Parish of the Nambucca Valley (2 x Op Shops).
 - Macksville/Bowraville Uniting Church Op Shop.
 - Nambucca Heads Mens Shed Inc.
 - Nambucca Valley Christian Life Centre Care Inc.
 - Nambucca Valley Phoenix Ltd.

- 2 Approves applications for a waste waiver, and provision of services, for one-off events/regular events being:
 - Lions Club of Nambucca Heads – Nambucca Plaza Markets (first Sunday of each month).
 - Nambucca Christmas Festival Committee – Nambucca Christmas Festival – Friday 6 December 2024.
 - Nambucca Strikers Football Club – Challenge Cup 14/15/16 March 2025.
 - Nambucca VW Club – Volkswagen Spectacular Show & Shine on 3 August 2024 in Nambucca Heads from Auto Exit Pty Ltd.
 - Salvation Army Nambucca River Church – Carols at Macksville Park 15 December 2024.
 - Scotts Head Events Committee Inc. – Scotts Head Music, Food, Art and Wine Festival on 13 April 2025.
 - Valla Beach Community Association – Bi-monthly markets on first Saturday of every second month on Valla Reserve.
 - Valla Beach Community Association – Christmas Carols at Valla Reserve on 13 December 2024.

MANAGER DEVELOPMENT AND ENVIRONMENT REPORTS

ITEM 11.1 SF3410 130624 Undetermined Development Applications greater than 12 months, where submissions have been received, or where an application to vary development standards under Clause 4.6 of the Nambucca LEP 2010 was approved under staff delegation

187/24 **RESOLVED:** (Wilson/Vance)

That Council notes the information on undetermined development applications greater than 12 months, or where submissions have been received to 5 June 2024, and development applications determined from 6 May to 5 June 2024 where an application to vary development standards under Clause 4.6 of the Nambucca LEP 2010 was approved under delegation.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

ITEM 11.2 SF3410 130624 2024 May - Approved Construction Certificates and Complying Development Applications

188/24 **RESOLVED:** (Jenvey/Vance)

That Council notes the Construction Certificates and Complying Developments approved for May 2024.

ITEM 11.3 SF3410 130624 2024 May - Development Applications and Complying Development Applications Received

189/24 **RESOLVED:** (Jenvey/Wilson)

That Council notes the Development Applications and Complying Developments received in May 2024.

COUNCIL IN CLOSED MEETING (CLOSED TO THE PUBLIC)

190/24 **RESOLVED:** (Wilson/Vance)

- 1 That Council consider any written representations from the public as to why the Meeting should not be Closed to the public.
- 2 That Council move into Closed Meeting to discuss the matters for the reason(s) listed below.

Reason reports are in Closed Meeting:

GENERAL MANAGER REPORTS

For Confidential Business Paper in Closed Meeting

ITEM 12.1 SF3420 130624 Tender T011/2024 - SPT112425MNC Wood Waste and Green Waste Mulching Services

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains 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.

For Confidential Business Paper in Closed Meeting

ITEM 12.2 SF3420 130624 Tender T012/2024 - SPT122425MNC Collection, Sorting and Removal of Scrap Metals

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains 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.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

For Confidential Business Paper in Closed Meeting

ITEM 12.3 SF3420 130624 Tender T013/2024 - SPT132425MNC Concrete, Brick and Tile
Crushing Services

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains 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.

For Confidential Business Paper in Closed Meeting

ITEM 12.4 SF3420 130624 Matters Regarding Realised or Potential Losses

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CLOSED MEETING

The Ordinary Council Meeting's Meeting **IN CLOSED MEETING** commenced at 6:45 PM.

RESUME IN OPEN MEETING

191/24 **RESOLVED:** (Jones/Vance)

That Ordinary Council Meeting resume in Open Meeting. The Ordinary Council Meeting resumed IN OPEN MEETING at 7:07 PM.

FROM COUNCIL IN CLOSED MEETING

The Acting General Manager then read the Confidential resolutions.

GENERAL MANAGER REPORTS

For Confidential Business Paper in Closed Meeting

ITEM 12.1 SF3420 130624 Tender T011/2024 - SPT112425MNC Wood Waste and Green
Waste Mulching Services

192/24 **RESOLVED:** (Jones/Jenvey)

That Council

- 1 Award the tender submitted by Davis Earthmoving and Quarrying Pty Ltd for tender T011/2024 – SPT112425MNC for the provision of wood waste and green waste mulching at the Nambucca Waste Management Facility for the period 1 July 2024 to 30 June 2026.
- 2 Includes a provision in the contract for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 30 June 2027.
- 3 Once the contract is executed, update the contract register.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

Upon being put to the meeting, the motion was declared carried.

For the Motion:	Councillors Hoban, Jenvey, Jones, Vance and Wilson. Total (5)
Against the Motion:	Nil Total (0)

For Confidential Business Paper in Closed Meeting

ITEM 12.2	SF3420	130624	Tender T012/2024 - SPT122425MNC Collection, Sorting and Removal of Scrap Metals
-----------	--------	--------	---

193/24 **RESOLVED:** (Hoban/Jones)

That Council

- 1 Award the tender submitted by Onesteel Recycling Pty Limited t/a Matthews Metal Management/Infrabuild Recycling for tender T012/2024 – SPT122425MNC for the collection, sorting and removal of scrap metals, used lead acid batteries, and associated refrigerator/air conditioner degassing at the Nambucca Waste Management Facility for the period 1 July 2024 to 30 June 2026.**
- 2 Includes a provision in the contract for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 30 June 2027.**
- 3 Once the contract is executed, update the contract register.**

Upon being put to the meeting, the motion was declared carried.

For the Motion:	Councillors Hoban, Jenvey, Jones, Vance and Wilson Total (5)
Against the Motion:	Nil Total (0)

For Confidential Business Paper in Closed Meeting

ITEM 12.3	SF3420	130624	Tender T013/2024 - SPT132425MNC Concrete, Brick and Tile Crushing Services
-----------	--------	--------	--

194/24 **RESOLVED:** (Jones/Jenvey)

That Council

- 1 Award the tender submitted by Davis Earthmoving and Quarrying Pty Ltd for tender T013/2024 – SPT132425MNC for the processing of concrete, brick and tile crushing at the Nambucca Waste Management Facility for the period 1 July 2024 to 30 June 2026.**
- 2 Includes a provision in the contract for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 30 June 2027.**
- 3 Once the contract is executed, update the contract register.**

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 13 JUNE 2024

Upon being put to the meeting, the motion was declared carried.

For the Motion:	Councillors Hoban, Jenvey, Jones, Vance and Wilson Total (5)
Against the Motion:	Nil Total (0)

For Confidential Business Paper in Closed Meeting

ITEM 12.4 SF3420 130624 Matters Regarding Realised or Potential Losses

195/24 **RESOLVED:** (Wilson/Vance)

That Council notes the information concerning incidents where there is a realised or potential loss of funds and/or reputation.

CLOSURE

There being no further business the Mayor then closed the meeting the time being 7:14 PM.

Confirmed and signed by the Mayor on **13 JUNE 2024**.

**Cr Rhonda Hoban OAM
MAYOR
(CHAIRPERSON)**