

**MINUTES OF THE FACILITIES COMMITTEE MEETING`
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 7/11/17 AT 4.05 PM**

Attendance

Crs David Wright (Mayor - in the chair up until election of Chair), Cr Ben Smith (in the chair for remainder of the meeting), Sharon Parry (arrived at 4.11 pm), Jeff Johnson (arrived at 4.16 pm), Eoin Johnston, Stephen McCarthy, Nathan Willis, Keith Williams and Sharon Cadwallader.

Paul Hickey (General Manager), John Truman (Group Manager Civil Services), Kerri Watts (Acting Group Manager Development and Environmental Health), Steve Barnier (Group Manager Strategic and Community Facilities), Craig Brown (Manager Community Facilities), Matthew Wood (Manager Strategic Planning) and Sandra Bailey (Secretary) were in attendance.

There was one person in the gallery at this time.

1. Apologies

An apology was received from Cr Phillip Meehan. Cr Sharon Parry had advised that she could be late to the meeting.

RECOMMENDATION

(Cr Ben Smith/Cr Keith Williams)

That such apologies be accepted and leave of absence granted.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan, Cr Sharon Parry, Cr Jeff Johnson and Cr Sharon Cadwallader

Cr Cadwallader arrived at the meeting at 4.06 pm

2. Declarations of Interest

- **Cr Stephen McCarthy** – declared an interest in Item 4.4 – Facilities Management. (Nature of Interest: non pecuniary – he is involved with junior basketball). He will be remaining in the meeting while the matter is discussed and voting on the matter.
- **Cr Eoin Johnston** – declared an interest in Item 4.1 – Community Halls – Management and Maintenance. (Nature of Interest: non pecuniary – he is a member of the Rous Mill Hall Committee). He will be remaining in the meeting while the matter is discussed and voting on the matter.
- **Cr Nathan Willis** – declared an interest in Item 4.1 – Community Halls – Management and Maintenance. (Nature of Interest: non significant, non pecuniary – a colleague is a member of the Wollongbar Hall Committee). He will be remaining in the meeting while the matter is discussed and voting on the matter.

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3. Deputations

- **Susan Levot** – spoke in favour of Item 4.5 – Alstonville Leisure and Entertainment Centre – Management.

Cr Sharon Parry arrived at the meeting at 04:11 pm.

Election of Chair

The Mayor advised that the last meeting of the Facilities Committee was held in June 2016, therefore an election for the position of Chair was required.

RECOMMENDATION

(Cr Keith Williams/Cr Nathan Willis)

That Cr Ben Smith be elected as Chair of the Facilities Committee.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Jeff Johnson

4. Committee Reports

Cr Jeff Johnson arrived at the meeting at 04:15 pm.

4.1 Community Halls - Management and Maintenance

RECOMMENDATION

(Cr Nathan Willis/Cr Keith Williams)

1. That Council notes the contents of this report concerning the operation and management of community halls.
2. The General Manager is authorised to manage, maintain and actively promote the operation and community use of the Pimlico Hall and the Northlakes Community Centre, whilst continuing to examine alternative management arrangements for these facilities.
3. That the Pimlico Ladies Charitable Organisation be thanked for the group's long term commitment to the management of the Pimlico Hall. In light of this extensive community service, the organisation be offered use of the hall, without charge, to conduct its regular scheduled monthly meeting, subject to future reviews by Council.
4. The General Manager is authorised to arrange the disposal of the property containing the West End Hall at 3 Brunswick Street Ballina on the basis that, as community infrastructure, the existing hall has reached the end of its economic life. Further, that the method of disposal of the property, and the outcome, should aim to deliver the best financial return for Council, with net revenue being allocated to the maintenance of Council's other community halls.

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5. That the Ballina Lions Club be thanked for the group's long term commitment to the management of the West End Hall. In light of this extensive community service, the organisation be offered use of the Richmond Room in Ballina, without charge, to conduct its regular scheduled monthly meeting, subject to future reviews by Council. Similarly, groups which have previously routinely used the West End Hall are to be offered discount hire charges for the use of other Council infrastructure for the time being, with the General Manager to review this arrangement and present a further report for Council's consideration.
6. That Council rescinds the Donations - Community Halls Capital Works Assistance Policy with the annual budget allocation to be transferred to Council's community halls maintenance budget for 2018/19 onwards. It is acknowledged that under this arrangement, managers of other community halls operating in the shire which are not owned or controlled by Council will remain eligible to apply for support funding under Council's Donations – Financial Assistance Policy.
7. That Council receive a report on the overall demand for community halls across the Shire.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan

4.2 Policy (Review) - Community Sporting Groups - Capital Works

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Nathan Willis)

That Council amend the Community Sporting Groups – Capital Works Assistance Policy as follows:

Amended Clause 2.5

Donated funds must be, as a minimum, matched on a dollar for dollar basis, or matched with in kind contributions, by the sporting group. "In kind" covers only labour, which must be quantified at a maximum average hourly rate of \$30 (excluding attendance at meetings to organise the project).

Amended Clause 2.7

The funds must be expended on capital works, as defined in this policy, to the sporting facility and surrounds. The funds are not to be used for recurrent or operational expenses or to reimburse expenditure already incurred.

In-Kind (Definition)

"In kind" covers only labour, which must be quantified at a maximum average hourly rate of \$30 (excluding attendance at meetings to organise the project).

An **Amendment** was moved by Cr Jeff Johnson and seconded by Cr Keith Williams

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That Council amend the Community Sporting Groups – Capital Works Assistance Policy as follows:

Amended Clause 2.5

Donated funds must be, as a minimum, matched on a dollar for dollar basis, or matched with in kind contributions, by the sporting group. "In kind" covers only labour, which must be quantified at a maximum average hourly rate of \$40 (excluding attendance at meetings to organise the project).

Amended Clause 2.7

The funds must be expended on capital works, as defined in this policy, to the sporting facility and surrounds. The funds are not to be used for recurrent or operational expenses or to reimburse expenditure already incurred.

In-Kind (Definition)

"In kind" covers only labour, which must be quantified at a maximum average hourly rate of \$40 (excluding attendance at meetings to organise the project).

The **Amendment** was **CARRIED**.

FOR VOTE - Cr Sharon Parry, Cr Jeff Johnson, Cr Eoin Johnston, Cr Nathan Willis and Cr Keith Williams

AGAINST VOTE - Cr David Wright, Cr Stephen McCarthy, Cr Sharon Cadwallader and Cr Ben Smith

ABSENT. DID NOT VOTE - Cr Phillip Meehan

The **Amendment** then became the **Motion** and was **CARRIED**.

FOR VOTE - Cr Sharon Parry, Cr Jeff Johnson, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis, Cr Keith Williams, Cr Sharon Cadwallader and Cr Ben Smith

AGAINST VOTE - Cr David Wright

ABSENT. DID NOT VOTE - Cr Phillip Meehan

RECOMMENDATION

(Cr Jeff Johnson/Cr Keith Williams)

That Council amend the Community Sporting Groups – Capital Works Assistance Policy as follows:

Amended Clause 2.5

Donated funds must be, as a minimum, matched on a dollar for dollar basis, or matched with in kind contributions, by the sporting group. "In kind" covers only labour, which must be quantified at a maximum average hourly rate of \$40 (excluding attendance at meetings to organise the project).

Amended Clause 2.7

The funds must be expended on capital works, as defined in this policy, to the sporting facility and surrounds. The funds are not to be used for recurrent or operational expenses or to reimburse expenditure already incurred.

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In-Kind (Definition)

“In kind” covers only labour, which must be quantified at a maximum average hourly rate of \$40 (excluding attendance at meetings to organise the project).

FOR VOTE - Cr Sharon Parry, Cr Jeff Johnson, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis, Cr Keith Williams, Cr Sharon Cadwallader and Cr Ben Smith

AGAINST VOTE - Cr David Wright

ABSENT. DID NOT VOTE - Cr Phillip Meehan

4.3 Community Infrastructure - Non Recurrent Projects and Funding

RECOMMENDATION

(Cr David Wright/Cr Nathan Willis)

That Council notes the contents of the report.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan

4.4 Facilities Management

RECOMMENDATION

(Cr Keith Williams/Cr Nathan Willis)

1. That Council notes the contents of this report in respect to facility management, with particular reference to the Ballina Indoor Sports Centre.
2. That Council confirms its preferred approach to determine the management of the Ballina Indoor Sports Centre is to benchmark the management and operation of the facility by Council staff, as compared to an external party, following a competitive tender process.
3. That Council receive a further report on management options and the details of any proposed management contract for the Ballina Indoor Sports Centre, and other Council community facilities, once the Sports Centre project is further advanced and there is greater certainty regarding the future management of the Alstonville Leisure and Entertainment Centre and any other Council facilities that could possibly be included in a management contract.

FOR VOTE - Cr David Wright, Cr Sharon Parry, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis, Cr Keith Williams, Cr Sharon Cadwallader and Cr Ben Smith

AGAINST VOTE - Cr Jeff Johnson

ABSENT. DID NOT VOTE - Cr Phillip Meehan

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4.5 Alstonville Leisure and Entertainment Centre - Management

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council notes the contents of this report relating to options for the future management of the Alstonville Leisure and Entertainment Centre.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan

5. Confidential Session

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council moves into committee of the whole with the meeting closed to the public, to consider the following items in accordance with Section 10A (2) of the Local Government Act 1993.

5.1 Alstonville Leisure and Entertainment Centre - Management

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993. which permits the meeting to be closed to the public for business relating to the following:-

- d) 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

and in accordance with 10D(2)(c), on balance, the discussion of the matter in an open meeting is not considered to be in the public interest as the report contains information that is sensitive to an existing contract with Council for the management of the Alstonville Leisure and Entertainment Centre.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan

(The Council moved into Confidential Session at 4.55 pm).

Open Council

RECOMMENDATION

(Cr Nathan Willis/Cr Sharon Cadwallader)

That Council move into Open Council and out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan

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(The Council moved into Open Council at 5.13 pm).

The General Manager reported to the Open Meeting the recommendations made while in Confidential Session:

5.1 Alstonville Leisure and Entertainment Centre - Management

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Eoin Johnston)

1. That the General Manager notify the current centre contractor that Council has determined not to exercise its option for an extension beyond the initial term of the existing management contract.
2. The General Manager is authorised to assume responsibilities for the day to day management of the subject facility at the conclusion of the existing management contract period, to more accurately assess income and usage levels prior to making a final decision on the long term management of this facility.
3. The General Manager is to also seek endorsement from the Alstonville Agricultural Society Inc, under the terms of the prevailing Deed, in relation to future management options.
4. That Council decline at this time, the offer from Susan Levot. Council will reconsider the options available to it after the Ballina Indoor Sports Centre is operational.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan

Adoption of Recommendations from Confidential Session

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Keith Williams)

That the recommendations made whilst in Confidential Session, be adopted.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan

MEETING CLOSURE

5.14 pm