

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

Attendance

Crs David Wright (Mayor - in the chair), Phillip Meehan, Sharon Parry, Jeff Johnson (arrived at 12.22 pm), Eoin Johnston, Stephen McCarthy, Nathan Willis, Keith Williams and Sharon Cadwallader.

Paul Hickey (General Manager), John Truman (Director, Civil Services Division), Matthew Wood (Director, Planning and Environmental Health Division), Kelly Brown (Director, Corporate and Community Division) and Sandra Bailey (Secretary) were in attendance.

There were 26 people in the gallery at this time.

1. Australian National Anthem

The National Anthem was performed by Councillors and staff.

2. Acknowledgement of Country

In opening the meeting the Mayor provided an Acknowledgement of Country.

3. Apologies

Apologies were received from Cr Jeff Johnson and Cr Ben Smith.

220819/1 RESOLVED

(Cr Sharon Cadwallader/Cr Keith Williams)

That such apologies be accepted and leave of absence granted.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

4. Confirmation of Minutes

220819/2 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Thursday 25 July 2019.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

5. Declarations of Interest and Reportable Political Donations

- **Cr Nathan Willis** – declared an interest in Item 9.5 – Community Donations and Request for Fee Waivers. (Nature of Interest: significant pecuniary – he receives referrals from St Vincent de Paul for his work). He will be departing the meeting while the matter is discussed.
- **Cr Phillip Meehan** – declared an interest in Item 8.5 – Development Applications – Works in Progress – August 2019, and in particular to DA 2019/9 – Ballina Community Men’s Shed. (Nature of Interest: significant, non pecuniary – the land this application refers to is managed by the Ballina Jockey Club – he is a Director of the Ballina Jockey Club). He will be departing the meeting for that DA item.

There were no reportable political donations.

6. Deputations

- **Graham Eggins** – spoke in favour of Item 11.1 – Notice of Motion – Ballina Men’s Shed.
- **Grahame Gooding** – spoke in favour of Item 9.5 – Community Donations and Request for Fee Waivers, particularly in relation to the request from the Alstonville Agricultural Society.
- **Pip Carter** - spoke in favour of Item 8.2 – Club Lennox – Lease and Planning Matters.

7. Mayoral Minutes

Nil items

11.1 Notice of Motion - Ballina Men's Shed

A **Motion** was moved by Cr Phillip Meehan and seconded by Cr Sharon Cadwallader

1. That Council gives in-principle support to the development of the new Ballina Men’s Shed at the Bicentennial Gardens road side stop area.
2. That Council commence a process to amend the reserve purpose at Bicentennial Gardens to enable the Men’s Shed and develop a planning consent for its construction.

An **Amendment** was moved by Cr Nathan Willis and seconded by Cr Keith Williams

That Council receive an urgent briefing on all available options available for the Ballina Men’s Shed.

The **Amendment** was **LOST**.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

FOR VOTE - Cr Nathan Willis and Cr Keith Williams
AGAINST VOTE - Cr David Wright, Cr Phillip Meehan, Cr Sharon Parry, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Sharon Cadwallader
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

The **Motion** was **CARRIED**.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

220819/3 RESOLVED

(Cr Phillip Meehan/Cr Sharon Cadwallader)

1. That Council gives in-principle support to the development of the new Ballina Men's Shed at the Bicentennial Gardens road side stop area.
2. That Council commence a process to amend the reserve purpose at Bicentennial Gardens to enable the Men's Shed and develop a planning consent for its construction.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

Cr Nathan Willis declared an interest in Item 9.5 and left the meeting at 9:42 am.

9.5 Community Donations and Request for Fee Waivers

220819/4 RESOLVED

(Cr Eoin Johnston/Cr Stephen McCarthy)

1. That Council agrees to provide \$2,100 financial support to the Alstonville Agricultural Society Inc. for the purpose of amusement device applications and food inspections that relate to the Alstonville Show and New Year's Eve Festival from the Donations – Financial Assistance for Community Groups budget for 2019/20.
2. That Council not approve the request to donate the \$3,765 Water Service Application Fee for St Vincent de Paul Society NSW, as it is inconsistent with the guidelines for the Donations – Assistance with Council Fees for Community Groups policy.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson, Cr Nathan Willis and Cr Ben Smith

Cr Nathan Willis returned to the meeting at 9:57 am.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

8.2 Club Lennox - Lease and Planning Matters

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Keith Williams

1. That Council manages the lease to Club Lennox for Lot 31 DP 11905, 10 Stewart Street, and the associated lease over part of King Street as follows with respect to land use and activities on and around the bowling green area:
 - Where the proposed use of the land or activity is already the subject of an existing approval or the use is classed as exempt development or development that does not require consent, that Council as lessor agrees to the use or activity being carried out (subject to compliance with clause 6.02 in both leases).
 - Where the proposed use of the land or activity is exempt development, but it requires an approval from Council under the Local Government Act and/or Roads Act, that Council as lessor agrees to the lodgement of the required application.
 - Where the proposed use of the land or activity requires development consent, that the proposed use or activity be reported to Council as lessor to enable consideration of the particular proposal and circumstances before a development application may be lodged for assessment.

2. That Council be guided by findings from investigations undertaken by Liquor and Gaming NSW in relation to the management of noise related issues under the Club Lennox leases for Lot 31 DP 11905, 10 Stewart Street, and part of King Street.

An **Amendment** was moved by Cr Sharon Parry and seconded by Cr Phillip Meehan

That the matter be deferred to the September Ordinary meeting subject to a Councillor briefing being held with all parties.

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

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

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

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

220819/5 RESOLVED

(Cr Sharon Parry/Cr Phillip Meehan)

That the matter be deferred to the September Ordinary meeting subject to a Councillor briefing being held with all parties.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

8. Planning and Environmental Health Division Reports

8.1 DA 2019/206 - Variation to 88b Instrument - 79 Plateau Drive

220819/6 RESOLVED

(Cr Eoin Johnston/Cr Sharon Parry)

1. That Council consents to the variation to the 88B instrument to alter the Terms of Restriction thirdly listed as 3(d) referred to in the 88B to allow an attached Dual Occupancy to be constructed on Lot 10 in DP 1230198 (subject to the granting of development consent).
2. The General Manager is authorised to execute the Deed of Variation and any other associated documents inclusive of the application of the Common Seal.
3. That Council receive a report for the use of the common seal to vary the restriction on use for all lots.

FOR VOTE - Cr Phillip Meehan, Cr Sharon Parry, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis, Cr Keith Williams and Cr Sharon Cadwallader

AGAINST VOTE - Cr David Wright

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

8.3 Planning Proposal - No. 26 Boeing Avenue, Ballina

220819/7 RESOLVED

(Cr Keith Williams/Cr Sharon Cadwallader)

1. That Council endorses the planning proposal (BSCPP 19/001), as per Attachment 1 to this report.
2. That the planning proposal be forwarded to the Department of Planning and Environment for a Gateway determination.
3. That the Department of Planning and Environment be advised that Council is not seeking to exercise the functions of the local plan-making authority under section 3.36(2) of the *Environmental Planning and Assessment Act* 1979 for this LEP amendment.
4. That upon an affirmative Gateway determination being received from the Department of Planning and Environment, the procedural steps associated with progression of the planning proposal be undertaken, including public exhibition.
5. That Council receive a further report on the matter following the completion of the public exhibition of the planning proposal.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

8.4 Lennox Village Vision Project - Completion of Phases 2 and 3

220819/8 RESOLVED

(Cr Sharon Cadwallader/Cr Keith Williams)

1. That Council authorises funding of the project components, as proposed in Table 1 of this report, to allow for the continuation of the Lennox Village Vision (LVV) project, based on a total budget of \$6.037m, as per the following:
 - a) \$37,000 transfer from the internal reserve for Strategic Planning in 2019/20 to finance Phase 2 (\$17,000) and part Phase 3 (\$20,000)
 - b) Loan funds of \$3.3m in 2020/21 based on a 15 year term and an interest rate of 3% for part Phase 3 and capital construction
 - c) Dividends from the Community Infrastructure Reserve of \$1.3m in 2020/21 and \$1.4m in 2021/22 for capital construction.
2. That Council approves the inclusion of the revised cash flow forecasts for the Community Infrastructure Reserve, as per Table 2 of this report, in the Long Term Financial Plan.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

8.5 Development Applications - Works in Progress - August 2019

220819/9 RESOLVED

(Cr Nathan Willis/Cr Sharon Cadwallader)

That Council notes the contents of this report on the status of outstanding development applications for August 2019, with the exception of DA 2019/9 – Ballina Men’s Shed, which shall be dealt with separately.

Cr Phillip Meehan declared an interest in DA 2019/9 – Ballina Men’s Shed and left the meeting at 10:33 am.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan, Cr Jeff Johnson and Cr Ben Smith

220819/10 RESOLVED

(Cr Nathan Willis/Cr Keith Williams)

That Council notes the contents of DA 2019/9 contained in the report on the status of outstanding development applications for August 2019.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Phillip Meehan, Cr Jeff Johnson and Cr Ben Smith

Adjournment

The Mayor declared the meeting adjourned at 10.34 am

The meeting resumed at 10.56 am.

Cr Phillip Meehan returned to the meeting at 10.56 am.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

9. Corporate and Community Division Reports

9.1 Use of Council Seal

220819/11 RESOLVED

(Cr Nathan Willis/Cr Keith Williams)

That Council affix the Common Seal to the following document.

| | |
|----------|--|
| US 19/07 | Assignment of Lease from R Karam, S Karam, J McCoach, S Plummer and K Plummer to R Karam, S Karam and J McCoach for premises known as Shop 12 Wigmore Arcade, Ballina. |
|----------|--|

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

9.2 Investment Summary - July 2019

220819/12 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council notes the record of banking and investments for July 2019.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

9.3 Councillor Expenses - Twelve Monthly Review

220819/13 RESOLVED

(Cr Keith Williams/Cr Nathan Willis)

That Council notes the contents of this update on the Councillor expenses, as per the Councillor Expenses and Facilities Policy, for 2018/19.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

9.4 Rates and Charges Write Offs - 2018/19

A **Motion** was moved by Cr Sharon Cadwallader

1. That Council notes that rates, charges, and interest totalling \$2,506.76 (as per Tables Three, Four and Five of this report) were written off under delegation of the General Manager for the 2018/19 rating year pursuant to clause 131 of the Local Government (General) Regulation 2005.
2. That Council receive a further report on Assessment RT267505 – Alstonville Bowls and Sports Club.

The **Motion LAPSED**.

220819/14 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council notes that rates, charges, and interest totalling \$2,506.76 (as per Tables Three, Four and Five of this report) were written off under delegation of the General Manager for the 2018/19 rating year pursuant to clause 131 of the Local Government (General) Regulation 2005.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

9.6 Budgets Carried Forward and Reserve Movements

220819/15 RESOLVED

(Cr Keith Williams/Cr Nathan Willis)

1. That Council notes the contents of this report in respect to the forecast operating results for 2018/19.
2. That Council approves the works and services carried forward and reserve movements, as outlined in Tables Six, Seven and Eight of this report, for inclusion in the Long Term Financial Plan.
3. That Council investigate upgrade of the toilets adjacent to the Lennox Surf Club.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

9.7 3 Brunswick Street, Ballina (West End Hall) - Disposal

220819/16 RESOLVED

(Cr Eoin Johnston/Cr Sharon Cadwallader)

1. That Council approves a transfer from the Community Infrastructure Reserve of \$30,000 to allow the removal of the building from 3 Brunswick Street, Ballina.
2. That Council confirms a transfer from the Community Infrastructure Reserve of \$20,000 to finance the improvement works for the storage facility at the Council Depot, Southern Cross Drive, Ballina for the Ballina Lions Club
3. That Council re-affirms that the net proceeds of the sale of 3 Brunswick Street, Ballina are to be transferred to the Community Infrastructure Reserve.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

10. Civil Services Division Reports

10.1 Ballina Shire Heavy Haulage Contributions Plan - Review

220819/17 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

1. That Council approves the public exhibition of the Draft Ballina Shire Heavy Haulage Contributions Plan 2019, as attached to this report, in accordance with Clause 28 of the *Environmental Planning and Assessment Regulation 2000* for a period of not less than 28 days.
2. That a further report be presented to Council following the exhibition period outlining any submissions received and any other matters that may arise during the exhibition period.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

10.2 Shared Path Network - Lennox Head and Fig Tree Hill Drive

220819/18 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

1. That Council notes the contents of this report on the shared path network between Lennox Head and Fig Tree Hill Drive and agrees to defer any further detailed evaluation of this shared path until the next review of the Bike Plan and / or Pedestrian Access and Mobility Plan.
2. That Council notes there will also be an opportunity to consider pedestrian and cyclist connectivity between Lennox Head and Fig Tree Hill in the preparation of the Lennox Head Strategic Plan.

FOR VOTE - Cr David Wright, Cr Phillip Meehan , Cr Sharon Parry, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis and Cr Sharon Cadwallader

AGAINST VOTE - Cr Keith Williams

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

10.3 Tender - Tri-Axle Tipper Trailer

220819/19 RESOLVED

(Cr Eoin Johnston/Cr Nathan Willis)

1. That Council accepts the tender for the supply and delivery of one tri-axle side tipper trailer from Haulmark trailers.
2. That Council authorises the Council seal to be attached to the contact documents.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

10.4 Tender - Construction and Upgrade of Booster Pump Stations

220819/20 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

1. That Council accepts the tender from Eire Constructions Pty Ltd for the East Ballina Reservoir and Basalt Court Booster Pump Stations Construction for the tendered amount of \$1,052,036.02 (ex GST) subject to the provision of data schedules Appendix H1 and H2.
2. That Council approves the allocation of an additional \$245,000 to this project to be funded by the deferral of the following projects from the 2019/20 budget.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

- Pressure Reduction Valve (Water Wheels) \$140,000
- Drinking Water Renewals \$105,000

3. That Council authorises the Council seal to be attached to the contract documents.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

10.5 Stormwater Drainage - Coogee Street

220819/21 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

1. That in respect to the Coogee Street Stormwater Drainage System, Council notes monitoring the performance of the existing upgraded pump station will continue, with there having been a significant improvement in performance during the past 18 months as per the contents of this report.
2. That Council also notes the 2019/20 – 2022/23 Delivery Program does not include a funding allocation for further upgrades or property acquisition at this location.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

11. Notices of Motion

11.2 Notice of Motion - Alstonville Bypass - Proposed New Works

220819/22 RESOLVED

(Cr Eoin Johnston/Cr Nathan Willis)

That Council request that Roads and Maritime Services (RMS) consult with the Alstonville community before proceeding with its plan to divert all westbound local traffic through the town to connect with a proposed bypass on-ramp at Ellis Road.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

11.3 Notice of Motion - Treaty on the Prohibition of Nuclear Weapons

220819/23 RESOLVED

(Cr Nathan Willis/Cr Sharon Parry)

That Council support the Treaty on the Prohibition of Nuclear Weapons.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

11.4 Notice of Motion - Essential Energy Jobs

220819/24 RESOLVED

(Cr Nathan Willis/Cr Keith Williams)

That Council write to the NSW State Government congratulating it on the announcement that no jobs are to be lost across rural and regional NSW.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson and Cr Ben Smith

11.5 Notice of Motion - Electricity Costs

220819/25 RESOLVED

(Cr Sharon Cadwallader/Cr Keith Williams)

That the General Manager take appropriate action to reduce the amount of lighting and associated electricity used at night by Council buildings and essential infrastructure.

Cr Jeff Johnson arrived at the meeting at 12:22 pm.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Ben Smith

12. Advisory Committee Minutes

Nil Items

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

13. Reports from Councillors on Attendance on Council's behalf

13.1 General Manager - Performance Review

220819/26 RESOLVED

(Cr Sharon Cadwallader/Cr Sharon Parry)

That Council notes the contents of this report in respect to the annual performance review process for the position of General Manager.

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

13.2 Mayoral Meetings

220819/27 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council notes the contents of the report on Mayoral meetings.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Ben Smith

14. Confidential Session

220819/28 RESOLVED

(Cr Nathan Willis/Cr Jeff Johnson)

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.

14.1 General Manager - Performance Review (confidential)

Reason for Confidentiality

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

- a) personnel matters concerning particular individuals (other than councillors)

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 it involves information in respect to Council staff.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE- Cr Ben Smith

(The Council moved into Confidential Session at 12.25 pm).

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

All staff and Cr Phillip Meehan left the meeting at 12.25 pm

Open Council

220819/29 RESOLVED

(Cr Sharon Parry/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 and Cr Ben Smith

(The Council moved into Open Council at 12.44 pm).

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

14.1 General Manager - Performance Review (confidential)

CF220819/1 RECOMMENDED

(Cr Sharon Parry/Cr Keith Williams)

1. That Council endorses the Performance Review Committee's rating for the General Manager for 2018/19 as per the contents of this report.
2. That Council approves the inclusion of the following items as the strategic priorities in the General Manager's performance agreement for 2019/20
 - Overseeing the Ballina Byron Gateway Airport (BBGA) Precinct Enhancements
 - Establishing strategic targets for Road Network Upgrades
 - Ensuring Staff engagement improvements to be made within the Civil Services Division
 - Connectedness of Councillors particularly when working within the Council chambers.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Ben Smith

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/08/19 AT 9.00 AM**

Adoption of Recommendations from Confidential Session

220819/30 RESOLVED

(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 and Cr Ben Smith

Public Question Time

There were no members of the public present for Public Question Time.

MEETING CLOSURE

12.46 pm

The Minutes of the Ordinary Meeting held on 22/08/19 were submitted for confirmation by council on 26 September 2019 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 26 September 2019.