

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL  
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS  
40 CHERRY STREET BALLINA,  
ON 27/08/20 AT 9.00 AM**

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**Attendance**

Crs David Wright (Mayor - in the chair), Phillip Meehan, Sharon Parry (via Zoom), Jeff Johnson, Eoin Johnston, Stephen McCarthy, Nathan Willis, Keith Williams, Sharon Cadwallader and Ben Smith.

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 13 people in the gallery at this time.

**1. Australian National Anthem**

The National Anthem was played.

**2. Acknowledgement of Country**

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

**3. Apologies**

Nil

**4. Confirmation of Minutes**

**270820/1          RESOLVED**

(Cr Ben Smith/Cr Nathan Willis)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Thursday 23 July 2020.

FOR VOTE - All Councillors voted unanimously.

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**5. Declarations of Interest and Reportable Political Donations**

**Cr David Wright, Mayor** – declared an interest in Item 8.2 – DA 2019/694 – 841 Fernleigh Road, Brooklet. (Nature of Interest: non significant, non pecuniary – due to a perception of a personal relationship with an objector). He will be departing the meeting while the matter is discussed.

**Cr Sharon Cadwallader** – declared an interest in Item 7.1 – Mayoral Minute – Helium Restriction. (Nature of Interest: non significant, non pecuniary – she is a funeral celebrant and they are mentioned in this item). She will be remaining in the meeting while the matter is discussed and voting on the matter.

**Cr Eoin Johnston** – declared an interest in Item 10.2 – Wollongbar Sporting Fields – Planning. (Nature of Interest: non significant, non pecuniary – he was made a life member of the Alstonville Wollongbar Rugby Club 16 years ago, however has not played an active part in the Club in some time). He will be remaining in the meeting while the matter is discussed and voting on the matter.

There were no reportable political donations.

**6. Deputations**

Cr David Wright declared an interest in Item 8.2 and left the meeting at 09:04 am. Cr Eoin Johnston, Deputy Mayor, assumed the Chair.

- **Perry Smith** – spoke in favour of Item 8.2 – DA 2019/694 – 841 Fernleigh Road, Brooklet.

Cr David Wright returned to the meeting at 09:08 am.

- **Richard Barry, Urbis** – (via Zoom) – spoke in favour of Item 8.1 – DA 2018/51 – 20 North Creek Road, Lennox Head – Residential Subdivision.
- **Malcolm Scott** – spoke in favour of Item 8.3 – DA 2019/799 – 18 Johnston Road, Newrybar.
- **Lindsay Clarke, Club Lennox** – spoke in favour of Item 8.4 – DA 2020/33 – Club Lennox – 10 Stewart Street, Lennox Head.
- **Robyn Hargrave** – spoke in opposition to Item 8.5 – Lennox Village Vision – Draft Concept Plan and in particular to the proposal to remove the brick shelter from the foreshore park in Lennox Head.
- **Zain Peart, Lennox Head Chamber of Commerce** – (via Zoom) spoke in favour of Item 8.5 – Lennox Village Vision – Draft Concept Plan.
- **Claudia Caliarì, Ballina Environment Society** – (via video recording) - spoke in relation to Item 9.2 – Investment Summary – July 2020 and in particular to fossil fuel investments.
- **Phil Hilliard** – spoke in favour of Item 10.2 – Wollongbar Sporting Fields – Planning.
- **Scott Smith** – spoke in favour of Item 11.3 – Notice of Motion – 4WD Beach Permits.

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**7. Mayoral Minutes**

**7.1 Mayoral Minute - Helium Restriction**

**270820/2          RESOLVED**

(Cr David Wright)

1. That Council write to relevant State and Federal Ministers to request a review of regulations on the sale and use of helium and other lighter than air gasses, other than for scientific and non-environmentally detrimental commercial purposes, especially relating to balloons.
2. That Council take action through Community Connect to educate the community on the harm of helium balloon releases.
3. That Council receive a report on a proposal to include a ban on the use of gas filled balloons on land under its control.

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

AGAINST VOTE - Cr Phillip Meehan and Cr Ben Smith

**8. Planning and Environmental Health Division Reports**

**8.1 DA 2018/51 - 20 North Creek Road, Lennox Head - Residential Subdivision**

**270820/3          RESOLVED**

(Cr Ben Smith/Cr Jeff Johnson)

That Development Application 2018/51 for a residential subdivision and subdivision works at Lot 1 DP 517111, 20 North Creek Road, Lennox Head be **APPROVED** subject to the attached conditions, and the General Terms of Approval issued by the NOW/NRAR, excluding the two large proposed promotional signage.

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

AGAINST VOTE - Cr Keith Williams

Cr David Wright declared an interest in Item 8.2 and left the meeting at 10:12 am. Cr Eoin Johnston, Deputy Mayor, assumed the Chair.

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**8.2    DA 2019/694 - 841 Fernleigh Road, Brooklet**

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

That DA 2019/694 for the Tourist and Visitor Accommodation comprising eight holiday cabins, Communal Recreation Building and an Information and Education Facility for the purposes of a Cooking School at Lot 17 DP 1031242, No. 841 Fernleigh Road, Brooklet be **APPROVED** subject to conditions contained in Attachment 8.

Cr Phillip Meehan moved that the motion be put to the vote. This motion was not accepted as there had not been two speakers speak for or against the motion and there are speakers against the motion.

An **Amendment** was moved by Cr Jeff Johnson and seconded by Cr Nathan Willis

That this application be deferred to seek further information on whether the education facility is essential for the development, if the location of this building is the most suitable, further information on the possible future use of the building where the current cooking school is being operated and whether the sealed road could be longer than proposed because of the dust problem for neighbours.

Cr Sharon Cadwallader left the meeting at 10:33 am.

The **Amendment** was **LOST** on the casting vote of the Deputy Mayor.

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

AGAINST VOTE - Cr Phillip Meehan, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Ben Smith and the casting vote of the Deputy Mayor

ABSENT. DID NOT VOTE - Cr David Wright and Cr Sharon Cadwallader

The **Motion** was **CARRIED** on the casting vote of the Deputy Mayor.

FOR VOTE - Cr Phillip Meehan, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Ben Smith and the casting vote of the Deputy Mayor

AGAINST VOTE - Cr Sharon Parry, Cr Jeff Johnson, Cr Nathan Willis and Cr Keith Williams

ABSENT. DID NOT VOTE - Cr David Wright and Cr Sharon Cadwallader

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**270820/4            RESOLVED**

(Cr Phillip Meehan/Cr Sharon Cadwallader)

That DA 2019/694 for the Tourist and Visitor Accommodation comprising eight holiday cabins, Communal Recreation Building and an Information and Education Facility for the purposes of a Cooking School at Lot 17 DP 1031242, No. 841 Fernleigh Road, Brooklet be **APPROVED** subject to conditions contained in Attachment 8.

FOR VOTE - Cr Phillip Meehan, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Ben Smith and the casting vote of the Deputy Mayor

AGAINST VOTE - Cr Sharon Parry, Cr Jeff Johnson, Cr Nathan Willis and Cr Keith Williams

ABSENT. DID NOT VOTE - Cr David Wright and Cr Sharon Cadwallader

**Adjournment**

The Deputy Mayor declared the meeting adjourned at 11.02 am

The meeting resumed at 11.21 am

Cr David Wright returned to the meeting at 11:21 am and resumed the Chair.

**8.3            DA 2019/799 - 18 Johnston Road, Newrybar**

**270820/5            RESOLVED**

(Cr Keith Williams/Cr Phillip Meehan)

That Development Application 2019/799 to formalise and expand an agricultural produce industry (macadamia nut processing and value adding facility) and to carry out associated works at No. 18 Johnston Road, Newrybar be **APPROVED** subject to conditions contained in Attachment 5 and a further condition that the applicant is required to keep records of tonnage with these be provided to Council on request.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

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**8.4 DA 2020/33 - Club Lennox - 10 Stewart Street, Lennox Head**

A **Motion** was moved by Cr Jeff Johnson and seconded by Cr Keith Williams

That DA 2020/33 To undertake the use of an outdoor area adjacent to bowling green No. 2 for outdoor seating and dining during Club opening hours and including every Sunday during daylight savings hours between 4pm and 7pm with amplified music be **APPROVED**, subject to the imposition of standard conditions for this type of development and the conditions in response to key issues as outlined in this report.

The **Motion** was **LOST**.

FOR VOTE - Cr Jeff Johnson, Cr Nathan Willis, Cr Keith Williams and Cr Ben Smith

AGAINST VOTE - Cr David Wright, Cr Phillip Meehan, Cr Sharon Parry, Cr Eoin Johnston and Cr Stephen McCarthy

ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**270820/6            RESOLVED**

(Cr Phillip Meehan/Cr Stephen McCarthy)

That DA 2020/33 To undertake the use of an outdoor area adjacent to bowling green No. 2 for outdoor seating and dining during Club opening hours and including every Sunday during daylight savings hours between 4pm and 7pm with amplified music be **APPROVED**, for a 12 month period only, subject to the imposition of standard conditions for this type of development and the conditions in response to key issues as outlined in this report.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**8.5 Lennox Village Vision - Draft Concept Plan**

A **Motion** was moved by Cr Keith Williams and seconded by Cr Nathan Willis

1. That Council acknowledges the extent of community feedback on the Lennox Village Vision draft concept plan.
2. That Council adopts the Lennox Village Vision Revised Draft Concept Plan (dated 3 August 2020), as per Attachment 7 to this report, and proceeds to prepare the relevant documentation to seek any necessary planning approvals, undertake detailed design and commence the staged construction of the works, generally in line with the approach and timing outlined in Figure 1 within this report.
3. That works commence with Stages 1a, 1b and 2 as these stages are funded in the Long Term Financial Plan, with Council to further consider funding options for the remainder of the works including the timing for the undergrounding of electricity infrastructure.

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4. That Council approves an additional dividend from the Community Infrastructure Reserve of \$92,500 to provide a total budget for Ross Park of \$800,000 to support construction of the full scope of embellishments to Ross Park as presented in the Lennox Village Vision Revised Draft Concept Plan shown in Attachment 7 to this report.

An **Amendment** was moved by Cr Phillip Meehan

1. That Council acknowledges the extent of community feedback on the Lennox Village Vision draft concept plan.
2. That Council adopts the Lennox Village Vision Revised Draft Concept Plan (dated 3 August 2020), as per Attachment 7 to this report, and proceeds to prepare the relevant documentation to seek any necessary planning approvals, undertake detailed design and commence the staged construction of the works, generally in line with the approach and timing outlined in Figure 1 within this report.
3. That works commence with Stages 1a, 1b and 2 as these stages are funded in the Long Term Financial Plan, with Council to further consider funding options for the remainder of the works including the timing for the undergrounding of electricity infrastructure.
4. That Council approves an additional dividend from the Community Infrastructure Reserve of \$92,500 to provide a total budget for Ross Park of \$800,000 to support construction of the full scope of embellishments to Ross Park as presented in the Lennox Village Vision Revised Draft Concept Plan shown in Attachment 7 to this report.
5. That the beach shelter in Lennox Park be retained as part of the overall Lennox Head Village Vision design.

The **Amendment LAPSED.**

The **Motion was CARRIED.**

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

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**270820/7            RESOLVED**

(Cr Keith Williams/Cr Nathan Willis)

1. That Council acknowledges the extent of community feedback on the Lennox Village Vision draft concept plan.
2. That Council adopts the Lennox Village Vision Revised Draft Concept Plan (dated 3 August 2020), as per Attachment 7 to this report, and proceeds to prepare the relevant documentation to seek any necessary planning approvals, undertake detailed design and commence the staged construction of the works, generally in line with the approach and timing outlined in Figure 1 within this report.
3. That works commence with Stages 1a, 1b and 2 as these stages are funded in the Long Term Financial Plan, with Council to further consider funding options for the remainder of the works including the timing for the undergrounding of electricity infrastructure.
4. That Council approves an additional dividend from the Community Infrastructure Reserve of \$92,500 to provide a total budget for Ross Park of \$800,000 to support construction of the full scope of embellishments to Ross Park as presented in the Lennox Village Vision Revised Draft Concept Plan shown in Attachment 7 to this report.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**9.2            Investment Summary - July 2020**

**270820/8            RESOLVED**

(Cr Nathan Willis/Cr Jeff Johnson)

That Council notes the record of banking and investments for July 2020.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader



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**10.2 Wollongbar Sporting Fields - Planning**

A **Motion** was moved by Cr Nathan Willis and seconded by Cr Ben Smith

1. That Council supports the proposed transition of the Wollongbar Alstonville Rugby Club from Lyle Park to the Wollongbar sporting fields, noting this transition is to proceed during the next four years.
2. That Council authorises the General Manager to execute a new lease for the Lyle Park clubhouse to the Wollongbar Alstonville Rugby Club, based on a one year term, to be annually reviewed. This annual review will allow Council to assess the progress of the new clubhouse at the Wollongbar sporting fields, as well as potential uses for the Lyle Park clubhouse, which may involve the existing clubhouse being occupied by sporting groups, other than the Wollongbar Alstonville Rugby Club.
3. That Council supports the use of the Wollongbar sporting fields by the Wollongbar Warriors Football Club.
4. The General Manager is authorised to provide landowner's consent to the Wollongbar Alstonville Rugby Club Clubhouse construction certificate at the Wollongbar sporting fields.
5. That Council notes that based on the information provided to date, the proposed clubhouse development may include elements that result in the development being a prohibited land use in the 7(i) Environmental Protection (Urban Buffer) Zone. A sporting clubhouse is enabled in the 7(i) zone as development ancillary to the sporting fields (open space being a permissible land use in the zone). Elements that enable private functions, commercial events and food preparation and service (such as restaurants and cafes) change the nature of the building such that it is not considered to be ancillary development to the sporting fields (open space).
6. That Council receive a report on options for rezoning of the land for the siting of the clubhouse.

An **Amendment** was moved by Cr Phillip Meehan and seconded by Cr Jeff Johnson

1. That Council continue to liaise with the Wollongbar Alstonville Rugby Club Committee and their Building Committee regarding the future use of Lyle Park and the Wollongbar Sports fields.
2. That Council staff gain an engineering/building report on the Lyle Park Clubhouse to enable information to be available for potential refurbishments and costs if the Rugby Club were to retain that ground into the future.

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3. That Council continue to liaise with other sporting groups including Wollongbar Warriors Football Club as to their potential future needs for playing surfaces and facilities.

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

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

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

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**270820/9            RESOLVED**

(Cr Nathan Willis/Cr Ben Smith)

1. That Council supports the proposed transition of the Wollongbar Alstonville Rugby Club from Lyle Park to the Wollongbar sporting fields, noting this transition is to proceed during the next four years.
2. That Council authorises the General Manager to execute a new lease for the Lyle Park clubhouse to the Wollongbar Alstonville Rugby Club, based on a one year term, to be annually reviewed. This annual review will allow Council to assess the progress of the new clubhouse at the Wollongbar sporting fields, as well as potential uses for the Lyle Park clubhouse, which may involve the existing clubhouse being occupied by sporting groups, other than the Wollongbar Alstonville Rugby Club.
3. That Council supports the use of the Wollongbar sporting fields by the Wollongbar Warriors Football Club.
4. The General Manager is authorised to provide landowner's consent to the Wollongbar Alstonville Rugby Club Clubhouse construction certificate at the Wollongbar sporting fields.
5. That Council notes that based on the information provided to date, the proposed clubhouse development may include elements that result in the development being a prohibited land use in the 7(i) Environmental Protection (Urban Buffer) Zone. A sporting clubhouse is enabled in the 7(i) zone as development ancillary to the sporting fields (open space being a permissible land use in the zone). Elements that enable private functions, commercial events and food preparation and service (such as restaurants and cafes) change the nature of the building such that it is not considered to be ancillary development to the sporting fields (open space).

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6. That Council receive a report on options for rezoning of the land for the siting of the clubhouse.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**11.3 Notice of Motion - 4WD Beach Permits**

A **Motion** was moved by Cr Jeff Johnson

1. That Council limits beach four wheel drive permits to vehicles registered in the Ballina Shire, except for emergency services vehicles.
2. That Council also only offer 12 month permits.
3. That a further report be received that looks at permit costs and measures to ensure compliance with a code of conduct including cancelling permits for vehicles who breach the code.

The **Motion LAPSED**.

**8.6 Development Applications - Works in Progress - August 2020**

**270820/10 RESOLVED**

(Cr Eoin Johnston/Cr Ben Smith)

1. That Council notes the contents of the report on the status of outstanding development applications for August 2020.
2. That DA 2020/450 be called in and dealt with by Council.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**9. Corporate and Community Division Reports**

**9.1 Use of Council Seal**

**270820/11 RESOLVED**

(Cr Ben Smith/Cr Keith Williams)

That Council affix the Common Seal to the following documents.

US/18	That Council, as Crown Land Manager ('CLM') for the Lumley Park Reserve (R57670), the Ballina Saunders Park Reserve (R83963), Williams Reserve (82927) and the Kingsford Smith Reserve (R82164) affix the Common Seal to the following documents:  Crown Temporary Licences as follows:
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	<p>12 month short-term Licence between Council as CLM (R57670) and the Alstonville Tennis Club for part Lot 333 in DP755745 and whole Lot 7004 in DP92641, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p> <p>12 month short-term licence between Council as CLM (R83963) and The Ballina Community Gardens Inc for part lot 4 DP1153430, at a statutory minimum rental, commencing 27 August 2020 to 26 August 2021.</p> <p>12 month short-term licence between Council as CLM (R83963) and Ballina Devils Archers Inc for part lot 495 in DP729297, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p> <p>12 month short-term Licence between Council as CLM (R82927) and Lennox Combined Sports Association Inc for part lot 473 in DP 729088, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p> <p>12 month short-term Licence between Council as CLM (R82164) and the Ballina Seagulls Rugby League Club (or other incorporated entity as directed by the Club) for lot 153 DP1098090, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p> <p>12 month short-term Licence between Council as CLM (R82164) and the Ballina Netball Association Inc for part lot 7064 DP 1118403, at a statutory minimum rental, commencing 19 June 2020 to 18 June 2021.</p> <p>12 month short-term Licence between Council as CLM (R82164) and the Tintenbar East Ballina Cricket Club (or other incorporated entity as directed) for part lot 7064 in DP 1118403, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p> <p>12 month short-term Licence between Council as CLM (R82164) and Ballina RSL Club Marine Modellers for part lot 7064 DP 1118403, at a statutory minimum rental, commencing 1 July 2020 to 30 June 2021.</p>
US/19	Ballina Shire Council licence from The Technical And Further Education Commission (TAFE) – Wollongbar TAFE Oval - 3.5 years at a licence fee of \$1,000 (plus GST) per annum, increasing annually by 4%.
US/20	Ballina Shire Council Sublease to P & S Dixon for Lot 7003, DP 92641 being the old Alstonville Hall for a term no greater than five years at current market rent + GST.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

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**9.3 Rates and Charges Write Offs - 2019/20**

**270820/12      RESOLVED**

(Cr Ben Smith/Cr Nathan Willis)

That Council notes that rates, charges, and interest totalling \$3,168.94 (as per Tables 3, 4 and 5 of this report) were written off under delegation of the General Manager for the 2019/20 rating year pursuant to clause 131 of the Local Government (General) Regulation 2005.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**9.4 Community Donations - 2020/21**

**270820/13      RESOLVED**

(Cr Eoin Johnston/Cr Nathan Willis)

1. That Council approves a donation request for the Tibouchina RSL Day Club up to \$2,000 for hire of the Alstonville Cultural Centre or suitable alternative for 2020/21.
2. That Council approves a donation request for Tintenbar School of Arts Inc. for \$7,700 for repair of the Tintenbar Hall.

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

**Public Question Time**

Nil

Cr Phillip Meehan left the meeting at 12:51 pm.

**9.5 Legal Matters - Update**

**270820/14      RESOLVED**

(Cr Ben Smith/Cr Eoin Johnston)

That Council notes the contents of this update on legal matters.

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

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**9.6 Policy (Review) - Model Code of Conduct**

**270820/15      RESOLVED**

(Cr Eoin Johnston/Cr Ben Smith)

That Council adopts the Office of Local Government's Model Code of Conduct and Model Procedures, as per Attachments 2 and 3 to this report.

Cr Phillip Meehan returned to the meeting at 12:53 pm.

FOR VOTE - All Councillors voted unanimously.  
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

**9.7 Budgets Carried Forward and Reserve Movements**

**270820/16      RESOLVED**

(Cr Ben Smith/Cr Keith Williams)

1. That Council notes the contents of this report in respect to the forecast operating results for 2019/20.
2. That Council approves the works and services carried forward, other additional changes to budget and reserve movements, as outlined in Tables 6, 7, 8 and 9 of this report, for inclusion in the Long Term Financial Plan.
3. That Council investigate purchasing a basketball return machine for hire as part of the monies saved on the construction of the Ballina Indoor Sports Centre.

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

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**10. Civil Services Division Reports**

**10.1 Future Water Project 2060 - Marom Creek Water Treatment Plant**

A **Motion** was moved by Cr Keith Williams and seconded by Cr Eoin Johnston

That Council advise Rous County Council that in response to the draft Future Water Project, Council endorses the concurrent investigation of the following two options for the management and asset ownership of the Marom Creek Water Treatment Plant:

- A long term deed of agreement where the asset continues to be owned by Ballina Shire Council and the supply is formally included in the management of the regional water supply and its secure yield.
- An agreement for the transfer of ownership of the Marom Creek Water Treatment Plant to Rous County Council.

Cr Sharon Cadwallader returned to the meeting at 01:14 pm.

An **Amendment** was moved by Cr Jeff Johnson and seconded by Cr Sharon Parry

1. That Council begin discussions with Rous County Council towards a long term deed of agreement where the asset continues to be owned by Ballina Shire Council and the supply is formally included in the management of the regional water supply and its secure yield.
2. That Council ask the State Government to provide a briefing/update on where the State Government's Regional Water Strategy is up to.

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

FOR VOTE - Cr Sharon Parry and Cr Jeff Johnson

AGAINST VOTE - Cr David Wright, Cr Phillip Meehan, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nathan Willis, Cr Keith Williams, Cr Sharon Cadwallader and Cr Ben Smith

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

FOR VOTE - All Councillors voted unanimously.

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**270820/17      RESOLVED**

(Cr Keith Williams/Cr Eoin Johnston)

That Council advise Rous County Council that in response to the draft Future Water Project, Council endorses the concurrent investigation of the following two options for the management and asset ownership of the Marom Creek Water Treatment Plant:

- A long term deed of agreement where the asset continues to be owned by Ballina Shire Council and the supply is formally included in the management of the regional water supply and its secure yield.
- An agreement for the transfer of ownership of the Marom Creek Water Treatment Plant to Rous County Council.

FOR VOTE - All Councillors voted unanimously.

**10.3      Car Parks - Upgrade Program**

**270820/18      RESOLVED**

(Cr Sharon Cadwallader/Cr Nathan Willis)

That Council adopts the Ten Year Priority Program for Car Park Improvements, as per Attachment 2 to this report, for inclusion in the 2020/21 Operational Plan and 2020/21 to 2023/24 Delivery Program.

FOR VOTE - All Councillors voted unanimously.

**11.      Notices of Motion**

**11.1      Notice of Motion - Local Government Representation - National Cabinet**

**270820/19      RESOLVED**

(Cr Sharon Cadwallader/Cr Eoin Johnston)

1.      That Council confirms its support for the LGNSW campaign to have a dedicated local government representative on the National Cabinet.
2.      That Council write to our local State Government representatives and the Premier highlighting the importance of having a dedicated local government representative on the National Cabinet.

FOR VOTE - Cr David Wright, 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 Phillip Meehan



**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL  
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS  
40 CHERRY STREET BALLINA,  
ON 27/08/20 AT 9.00 AM**

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**11.2 Notice of Motion - Lennox Head Beach - Dog Access**

**270820/20      RESOLVED**

(Cr Keith Williams/Cr Ben Smith)

That Council hold a briefing with the aim of expanding the on-leash dog area north of the Lennox Surf Club that links up with the existing dog on-leash beach entrance.

FOR VOTE - All Councillors voted unanimously.

**11.4 Notice of Motion - Local Indigenous Economic Development Initiative**

**270820/21      RESOLVED**

(Cr Jeff Johnson/Cr Keith Williams)

1. That Council acknowledges and confirms its support for the Federal Government's Indigenous Procurement Policy targets of 3% of the number of contracts and at least 1% of the value of contracts being awarded to Indigenous businesses each financial year, based on a three year rolling average.
2. That Council liaise with local Aboriginal organisations and employer groups with the aim of increasing the level of involvement of local Aboriginal owned businesses in Council's procurement and tender processes.

FOR VOTE - All Councillors voted unanimously.

**12. Advisory Committee Minutes**

**12.1 Commercial Services Committee Minutes - 18 August 2020**

**270820/22      RESOLVED**

(Cr Keith Williams/Cr Sharon Parry)

That Council confirms the minutes of the Commercial Services Committee meeting held 18 August 2020 and that the recommendations contained within the minutes be adopted.

FOR VOTE - All Councillors voted unanimously.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL  
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS  
40 CHERRY STREET BALLINA,  
ON 27/08/20 AT 9.00 AM**

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

**13.1 Mayoral Meetings**

**270820/23      RESOLVED**

(Cr Sharon Cadwallader/Cr Ben Smith)

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

FOR VOTE - All Councillors voted unanimously.

**MEETING CLOSURE**

2.26 pm

The Minutes of the Ordinary Meeting held on 27/08/20 were submitted for confirmation by council on 24 September 2020 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 24 September 2020.