

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
CNR CHERRY & TAMAR STREETS, BALLINA,
ON 22/03/12 AT 9.00 AM**

Attendance

Crs Phillip Silver (Mayor - in the chair), Sharon Cadwallader, Ben Smith, Keith Johnson, Peter Moore, Robyn Hordern, David Wright, Jeff Johnson (arrived at 9.08 am), Alan Brown and Susan Meehan.

Paul Hickey (General Manager), John Truman (Civil Services Group Manager), Rod Willis (Regulatory Services Group Manager), Steve Barnier (Strategic & Community Services Group Manager) and Sandra Bailey (Secretary) were in attendance.

There were 48 people in the gallery at this time.

1. Australian National Anthem

The National Anthem will be performed by Councillors.

2. Acknowledgement of Country

In opening the meeting the Mayor provided an Acknowledgement of Country by reading the following statement on behalf of Council:

I would like to respectfully acknowledge past and present Bundjalung peoples who are the traditional custodians of the land on which this meeting takes place.

3. Apologies

Nil

4. Confirmation of Minutes

220312/1 RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Thursday 23 February 2012.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Jeff Johnson

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5. Declarations of Interest and Reportable Political Donations

- **Paul Hickey, General Manager** - declared an interest in Item 13.2 - Rescission Motion - Land sale - Lennox Head. (Nature of Interest: non significant, non pecuniary - There could be a perception by the public that he has a conflict in this matter in that he once worked with the Manager of the North Coast Accommodation Trust and previously was a joint investor in property with him). He will be departing the meeting while the matter is discussed.

- **Cr Phillip Silver** – declared an interest in Item 14.1 - Finance Committee Minutes - 5 March 2012 and in particular Item 4.9 of those Minutes - Property Reserves and Capital Projects (Ballina CBD upgrade) and Item 14.2 – Finance Committee Minutes - 20 March 2012 and in particular Item 4.2 of those Minutes - Ballina Town Centre - Beautification Program. (Nature of Interest: non pecuniary non significant – he is the owner of property in the vicinity of the Ballina CBD.) He will be remaining in the meeting while the matters are discussed and voting on the matter.

There were no reportable political donations.

6. Deputations

- **Terry Martin** - spoke in favour of Item 9.1 - Henderson Farm Planning Proposal.
- **Neville Poynting** - spoke in opposition to Item 8.1 - DA 2011/546 - 7 Monivae Place, Skennars Head.

Cr Jeff Johnson arrived at the meeting at 09:08 am.

- **Denis Magnay** - spoke in favour of Item 11.1 - Coastal Recreational Pathway.
- **Ralph Moss** - spoke in favour of Item 10.4 - Policy (Draft) - Social Media.
- **Ralph Moss** - spoke in favour of Item 11.5 - Motorised Wheelchairs and Scooters.
- **Ralph Moss** - spoke in favour of Item 14.1 - Finance Committee Minutes - 5 March 2012 and in particular Item 4.4 - Constitutional Recognition of Local Government - Contribution.
- **Peter Hewett**- spoke in opposition to Item 8.2 - DA 2011/547 - Transitional Group Home, 27 Cawarra Street, Ballina.
- **Susan Aprile, Northcott Disability Services** - spoke in favour of Item 8.2 - DA 2011/547 - Transitional Group Home, 27 Cawarra Street, Ballina.
- **Duncan Woodhead, Marine Rescue** - spoke in opposition to Item 10.6 - Festival and Event Support Program - Funding 2012/13.
- **Greg Gover** - spoke in favour of Item 8.1 - DA 2011/546 - 7 Monivae Place, Skennars Head.
- **Fred Goodman** – spoke in favour of Item 13.2 – Rescission Motion – Land Sale - Lennox Head.

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7. Mayoral Minutes

Nil

5. Further Declarations of Interest

Given the information provided in the deputations on Item 8.2 the following further declarations of interest were made.

- **Cr Peter Moore** – declared an interest In Item 8.2 - DA 2011/547 - Transitional Group Home - 27 Cawarra Street, Ballina. (Nature of Interest: non pecuniary - the organisation that he is employed by has a cross referral relationship with Northcott Disability Services at times, particularly in reference to a number of the programs mentioned in the deputation. He will be departing the meeting while the matter is discussed.
- **Cr Susan Meehan** – declared an interest In Item 8.2 - DA 2011/547 - Transitional Group Home - 27 Cawarra Street, Ballina. (Nature of Interest: non pecuniary non significant, she is a Board member of BDCSA who offers similar programs to that of Northcott Disability Services). She will be remaining in the meeting while the matter is discussed and voting on the matter.

Re-order of Agenda Items

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

That Council deal with Item 13.2 at this point in time.

The **Motion LAPSED**.

8. Regulatory Services Group Report

8.1 DA 2011/546 - 7 Monivae Place, Skennars Head

220312/2 RESOLVED

(Cr Sharon Cadwallader/Cr Robyn Hordern)

That development application 2011/546 for the construction of additions and alterations to a dwelling at Lot 5 DP 880353 No 7 Monivae Place, Skennars Head be **APPROVED** subject to the standard building conditions of consent.

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Jeff Johnson

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Cr Peter Moore - declared a non-pecuniary interest in this item. Cr Peter Moore left the meeting at 09:53 am.

8.2 DA 2011/547 - Transitional Group Home, 27 Cawarra Street, Ballina

220312/3 RESOLVED

(Cr Sharon Cadwallader/Cr Jeff Johnson)

That development application 2011/547 to undertake minor alterations to the existing dual occupancy to establish a transitional group home (accommodation for people with a disability) and facility to operate programs for people with a disability and associated administration at Lot 16 DP 557411, 27 Cawarra Street, Ballina be **REFUSED**.

FOR VOTE - Cr Ben Smith, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Phillip Silver, Cr Keith Johnson and Cr Robyn Hordern
ABSENT. DID NOT VOTE - Cr Peter Moore

Motion of Dissent

Cr Jeff Johnson moved a motion of dissent from the ruling of the chair in not upholding a point of order.

The **Motion of Dissent LAPSED**.

Adjournment

The Mayor declared the meeting adjourned at 10.26 am

The meeting resumed at 10.55 am

Cr Peter Moore returned to the meeting at 10.55 am

9. Strategic & Community Services Group Reports

9.1 Henderson Farm Planning Proposal

A **Motion** was moved by Cr David Wright and seconded by Cr Robyn Hordern

1. That Council amend the Draft Henderson Farm Planning Proposal as exhibited with respect to approximately 7,000m² of land from proposed 7(l) Environmental Protection (Habitat) Zone to 2(a) Living Area Zone under the terms of the Ballina LEP 1987 (from E2 Environmental Conservation to R2 Medium Density Residential under the terms of the draft shire-wide LEP).
2. That Council submit the revised Henderson Farm Planning Proposal to the Department of Planning & Infrastructure and request that the plan be finalised for implementation in accordance with the terms of the *Environmental Planning and Assessment Act* and associated Regulation.

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3. That the Minister for Planning be requested to defer the portion of the land identified with cross hatching on the recommended zoning plan, in accordance with the Environmental Planning and Assessment Act.
4. That the General Manager be authorized to sign the Voluntary Planning Agreement which supports this planning proposal.

An **Amendment** was moved by Cr Jeff Johnson

1. That Council defer this matter until adequate consultation with the local Aboriginal community has taken place in relation to cultural and heritage concerns.
2. That Council receive a further report on the outcomes of this consultation.

The **Amendment LAPSED.**

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

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Jeff Johnson

220312/4 RESOLVED

(Cr David Wright/Cr Robyn Hordern)

1. That Council amend the Draft Henderson Farm Planning Proposal as exhibited with respect to approximately 7,000m² of land from proposed 7(l) Environmental Protection (Habitat) Zone to 2(a) Living Area Zone under the terms of the Ballina LEP 1987 (from E2 Environmental Conservation to R2 Medium Density Residential under the terms of the draft shire-wide LEP).
2. That Council submit the revised Henderson Farm Planning Proposal to the Department of Planning & Infrastructure and request that the plan be finalised for implementation in accordance with the terms of the *Environmental Planning and Assessment Act* and associated Regulation.
3. That the Minister for Planning be requested to defer the portion of the land identified with cross hatching on the recommended zoning plan, in accordance with the Environmental Planning and Assessment Act.
4. That the General Manager be authorized to sign the Voluntary Planning Agreement which supports this planning proposal.

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11.1 Coastal Recreational Pathway

220312/5 RESOLVED

(Councillor Alan Brown/Cr Robyn Hordern)

1. That Council endorses for the segment of the Coastal Recreational Path from Boulder Beach to Pat Morton the use of consolidated gravel / boardwalk or similar treatments, as required, as per Revision D, as attached to this report, and with a preferred maximum grade of 15% (1.65).
2. That Council now proceed to finalise consent for the construction of the recreational pathway.

FOR VOTE - All Councillors voted unanimously.

220312/6 RESOLVED

(Cr Sharon Cadwallader/Cr Peter Moore)

That Council expend up to \$10,000 of the existing funding allocation for seating and plantings on the coastal recreational pathway on the segment from Lennox Head to Pat Morton as part of the 2011/12 budget.

FOR VOTE - All Councillors voted unanimously.

13. Notices of Motion

13.1 Rescission Motion - DA 2011/373 - Wollongbar Sporting Fields

220312/7 RESOLVED

(Councillor Alan Brown/Cr Susan Meehan)

That the Council request the submission of an application for review of determination under the provisions of Section 82A of the Environmental Planning & Assessment Act and that it delegates to the General Manager the authority to determine the application with respect to the road access arrangements and the timing of these to the site.

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern and Cr David Wright

Paul Hickey, General Manager declared an interest in Item 13.2 left the meeting at 12.05 pm

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Paul Tsikleas Manager Commercial Services arrived at 12.05 pm

13.2 Rescission Motion - Land Sale - Lennox Head

A **Motion** was moved by Cr Jeff Johnson and seconded by Cr Sharon Cadwallader

That Resolution 230212/12, as follows, be rescinded:

Commercial Services Committee Minutes - 20 February 2012

That Council confirms the minutes of the Commercial Services Committee meeting held Monday 20 February 2012 and that the recommendations contained within the minutes be adopted.

The **Motion** was **LOST** on the casting vote of the Mayor.

FOR VOTE - Cr Peter Moore, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson and Cr Sharon Cadwallader

AGAINST VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Robyn Hordern and Cr Alan Brown, Cr Phillip Silver (casting vote)

Cr Jeff Johnson left the meeting at 12:59 pm.

Motion of Dissent

Cr Moore moved a motion of dissent against the Mayor's ruling in not allowing a foreshadowed motion.

The **Motion of Dissent LAPSED.**

Paul Tsikleas left the meeting at 1.05 pm

12. Public Question Time

12.1 Dredging of the Richmond River

Ralph Moss – where is dredging of the river up to and particularly where the sand will be going.

The General Manager advised that the State Government has appointed consultants to complete a feasibility studies for the dredging of the Bar and the Boat harbour with both reports due to be finalised by the end of March to mid April.

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10.6 Festival and Event Support Program - Funding 2012/13

220312/8 RESOLVED

(Cr Sharon Cadwallader/Cr Phillip Silver)

Cr Jeff Johnson returned to the meeting at 01:03 pm.

That Council support the following funding allocation for the 2012/13 Festival and Event Program.

Ref	Organisation/Person	Name of Festival/Event	Council Contribution (\$)
1	Apex Club of Alstonville	New Years Eve Family Festival	10,000
3	Rotary Club of Ballina on Richmond	Ballina Fine Food & Wine Festival	5,000
4	Summerland House with No Steps	Country Fair – Annual Family Fun Day	5,000
5	Volunteer Marine Rescue NSW	Ballina Boat & Leisure Club	7,000
		Total Requested	27,000

FOR VOTE - All Councillors voted unanimously.

Cr Phillip Silver - declared a non-pecuniary interest in this item. (Nature of Interest: his daughter-in-law is a member of this club).

Cr Phillip Silver left the meeting at 01:14 pm.
Cr David Wright, Deputy Mayor assumed the Chair.

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Jeff Johnson)

That Council allocate \$1,000 to the Kawaihae Outrigger Canoe Club Ballina & Ballina Lighthouse & Lismore SLSC

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

FOR VOTE - Cr Peter Moore, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Ben Smith, Cr Keith Johnson, Cr Robyn Hordern, Cr David Wright and Cr Susan Meehan

ABSENT. DID NOT VOTE - Cr Phillip Silver

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Adjournment

The Deputy Mayor declared the meeting adjourned at 1.16 pm

The meeting resumed at 1.55 pm

Cr Phillip Silver returned to the meeting at this stage.

8.3 Development Applications - Work in Progress - March 2012

220312/9 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council notes the contents of the report on the status of outstanding development applications for March 2012.

FOR VOTE - All Councillors voted unanimously.

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8.4 Development Consent Statistics - February 2012

220312/10 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council notes the contents of the report on development consent statistics for 1 February 2012 to 29 February 2012.

FOR VOTE - All Councillors voted unanimously.

9.2 Northern Rivers Food Links Project

220312/11 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council notes the contents of this report regarding the outcomes of the Northern Rivers Food Links Project.

FOR VOTE - All Councillors voted unanimously.

9.3 Ballina Twilight Market

220312/12 RESOLVED

(Cr Ben Smith/Cr Robyn Hordern)

1. That Council seek development consent for the extension of the Ballina Twilight Market to occur on an annual basis for the period commencing in conjunction with the September/October school holidays and ending with the end of the daylight saving period.

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2. That Council seek expressions of interest for the market operator under the terms of the new approval (should such approval be granted).

FOR VOTE - Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Phillip Silver

10. General Manager's Group Reports

10.1 Use of Council Seal

220312/13 RESOLVED

(Cr Sharon Cadwallader/Cr Robyn Hordern)

That Council affix the Common Seal to the following documents.

US12/07	<p>Head Licence Agreement between the Minister for Primary Industries (NSW), administering the Crown Lands Act 1989 and Ballina Shire Council for a period of six years for nominated areas of the Ballina Coastal Reserve for business purposes to allow Council to sub-licence Commercial Activities on Public Land Licenses for periods extending the current twelve month period.</p> <p>Explanation: Council was recently advised by the Crown that they would require a Head Licence, from the Crown, to be able to issue sub-licenses to surf school operators for periods extending twelve (12) months. The Crown have offered an initial market rent of \$431 excl gst for the licence period offered.</p>
US12/08	<p>Lease Agreement between the Minister for Primary Industries (NSW) administering the Crown Lands Act 1989 and Ballina Shire Council for a period of twenty years with an option of twenty (20) years for Part Lot 473 DP 729088, which is the land upon which sits Lennox Head Community Centre. The rent value is \$8,900 + GST, which is 50% rebate of the market valuation of the land (\$17,800 + GST).</p> <p>Explanation: Council staff have been negotiating with the Crown on a lease for the land that is currently occupied by the Lennox Head Community Centre. An independent valuer appointed by the Crown valued the market rent at \$17,800 + GST. The Crown have offered a 50% rebate recognising the community aspect of the building. This is considered a reasonable outcome based on current State Government policy.</p>

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US12/09	<p>Option Period Lease: Aircraft Hangar site Lot 1 DP 1045699. Ballina Shire Council to Dr D P Kirwan.</p> <p>Explanation: The tenant has a 10 + 10 year lease agreement for the 765 sq mtr aircraft hangar site (land component). The initial 10 year term expires on 31 October, this year, and Dr Kirwan has exercised his right of option. Council's solicitor has been instructed to draft the option period lease, and a registered property valuer is to be instructed to prepare a market valuation report for the commencement of the new term from 1 November 2012.</p>
US12/10	<p>Option Period Lease: Aircraft Hangar site Lot 2 DP 1045699. Ballina Shire Council to Mr J V Hutchinson.</p> <p>Explanation: The tenant has a 10 + 10 year lease agreement for the 510 sq mtr aircraft hangar site (land component). The initial 10 year term expires on 31 October, this year, and Mr Hutchinson has exercised his right of option. Council's solicitor has been instructed to draft the option period lease, and a registered property valuer is to be instructed to prepare a market valuation report for the commencement of the new term from 1 November 2012.</p>
US12/11	<p>Option period Lease: 62 Crane Street, Ballina, being Lot 1 DP 506103. Ballina Shire Council to Ballina Meals on Wheels Incorporated.</p> <p>Explanation: Ballina Meals on Wheels Incorporated occupied the Council premises on 1 September 2007 under a 5 + 5 year lease. The initial 5 year term expires on 31 August this year and the tenant has exercised their right of option and requested a further term of 5 years from 1 September, 2012 to 31 August, 2017. Council's solicitor has been instructed to draft the option period lease. It is mentioned that at the Ordinary Meeting of 23 August 2007 Council resolved to approve the rental to Ballina Shire Meals on Wheels incorporated on the basis of a peppercorn lease. Council now has an opportunity to revisit the rental issue if it so determines.</p>

FOR VOTE - All Councillors voted unanimously.

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10.2 Investments Summary - March 2012

220312/14 RESOLVED

(Cr David Wright/Cr Sharon Cadwallader)

That Council notes the record of banking and investments for February 2012.

FOR VOTE - All Councillors voted unanimously.

10.3 Policy (Final) - Markets

220312/15 RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

That Council adopt the revised Market Policy, as exhibited, inclusive of the changes outlined in this report and included in the attachment to this report.

FOR VOTE - Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Phillip Silver

10.4 Policy (Draft) - Social Media

220312/16 RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

That Council exhibit the draft Social Media Policy, as attached, for public comment, with any submissions received to be resubmitted back to Council. If no submissions are received then no further action is required and the policy is considered to be adopted.

FOR VOTE - Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Phillip Silver

10.5 Flat Rock Tent Park - Adoption of Fees and Charges 2012/13

220312/17 RESOLVED

(Cr David Wright/Cr Robyn Hordern)

That Council adopts the draft Flat Rock Tent Park fees and associated notes, as presented to the January 2012 meeting and subsequently exhibited, for 2012/13.

FOR VOTE - All Councillors voted unanimously.

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11. Civil Services Group Reports

11.2 Public Place Recycling Trial

220312/18 RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

1. That Council endorse the proposed arrangements outlined in this report for the trial of public place recycling.
2. That Council allocate a maximum budget of \$30,000 within the Landfill Management and Resource Recovery program to undertake this trial.

FOR VOTE - Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Jeff Johnson, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Phillip Silver

11.3 Traffic Management - William Street, Lennox Head

220312/19 RESOLVED

(Cr Sharon Cadwallader/Cr Susan Meehan)

That having regard to the contents of this report including the issues for parking control enforcement at this location, and that Council has an adopted priority program for improvements to pedestrian facilities, the Council seek the concurrence of the Local Traffic Committee to a proposal to revert from parallel parking to nose in parking in the relevant sections of William Street, Lennox Head.

FOR VOTE - All Councillors voted unanimously.

11.4 Policy (Final) - Backflow Prevention

220312/20 RESOLVED

(Cr Ben Smith/Cr Susan Meehan)

That Council place the revised Backflow Prevention policy on exhibition for public comment, with any submissions received to be resubmitted back to Council. If no submissions are received then no further action is required.

FOR VOTE - All Councillors voted unanimously.

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11.5 Motorised Wheelchairs and Scooters

220312/21 RESOLVED

(Cr Susan Meehan/Cr Ben Smith)

1. That Council notes the contents of this report on motorised wheelchairs and scooters.
2. That the information in this report provide the basis for the submission to the local Member for Ballina and Minister for the North Coast, the Hon Don Page.

FOR VOTE - All Councillors voted unanimously.

14. Advisory Committee Minutes

14.1 Finance Committee Minutes - 5 March 2012

220312/22 RESOLVED

(Cr Ben Smith/Cr Keith Johnson)

That Council confirms the minutes of the Finance Committee meeting held 20 March 2012 and that the recommendations contained within the minutes be adopted.

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Alan Brown and Cr Sharon Cadwallader
AGAINST VOTE - Cr Jeff Johnson

14.2 Finance Committee Minutes - 20 March 2012

A **Motion** was moved by Cr Ben Smith and seconded by Cr Keith Johnson

That Council confirms the minutes of the Finance Committee meeting held 20 March 2012 and that the recommendations contained within the minutes be adopted.

An **Amendment** was moved by Cr Jeff Johnson

1. That Council confirms the minutes of the Finance Committee meeting held 20 March 2012 and that the recommendations contained within the minutes be adopted., subject to the following change:

That Council fund the road resealing program as identified in the Finance Committee meeting of 5 March 2012 in the 2012/13 budget.

The **Amendment LAPSED.**

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

220312/23 RESOLVED

(Cr Ben Smith/Cr Keith Johnson)

That Council confirms the minutes of the Finance Committee meeting held 20 March 2012 and that the recommendations contained within the minutes be adopted.

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Jeff Johnson

14.3 Commercial Services Committee Minutes - 20 March 2012

220312/24 RESOLVED

(Cr Ben Smith/Cr Keith Johnson)

That Council confirms the minutes of the Commercial Services Committee meeting held 20 March 2012 and that the recommendations contained within the minutes be adopted.

FOR VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Keith Johnson, Cr Peter Moore, Cr Robyn Hordern, Cr David Wright, Cr Susan Meehan, Cr Alan Brown and Cr Sharon Cadwallader

AGAINST VOTE - Cr Jeff Johnson

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

15.1 Mayoral Meetings

220312/25 RESOLVED

(Cr Keith Johnson/Cr Susan Meehan)

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

FOR VOTE - All Councillors voted unanimously.

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16. Questions Without Notice

16.1 Cr Peter Moore - Coast Road Resealing

Cr Peter Moore - asked for an update on the Coast Road resealing

John Truman advised that the bitumen resealing was scheduled for 2 April 2012.

16.2 Cr Robyn Hordern - Tree Trimming

Cr Hordern - tree at 5 Florence Price Place requires trimming. The resident was unsure whether this was on the Council road reserve. Could Council investigate.

John Truman to investigate.

16.3 Cr Susan Meehan - Graffiti

Cr Susan Meehan - there is a large amount of graffiti on the wall of Wigmore Hall. Cr Cadwallader advised that there was also graffiti on the shelter shed at Shaws Bay.

16.4 Cr Jeff Johnson - Painting of Essential Energy power boxes

Cr Jeff Johnson - between the skatepark and the shops at Lennox head there is an Essential energy power box which is continually graffitied. How is the Essential Energy proposal for painting of these boxes progressing and can this be one of the first to be painted under that program.

Steve Barnier advised that he has been in contact with Essential Energy. They are to forward an information package that will form the basis of the agreement between Council and Essential Energy. Following receipt of the package a report will be presented to Council.

Cr Peter Moore left the meeting at 03.31 pm.

Cr Jeff Johnson left the meeting at 03.31 pm.

0.0 Regional Library

220312/26 RESOLVED

(Cr Keith Johnson/Cr Ben Smith)

That the matter of the Regional Library be discussed as a matter of urgency.

The Mayor ruled that it was a matter of great urgency.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Jeff Johnson

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Cr Sharon Cadwallader left the meeting at 03:48 pm.

Committee of the Whole

220312/27 RESOLVED

(Cr Keith Johnson/Cr Ben Smith)

That Council move into Committee of the Whole to discuss the Regional Library.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore, Cr Jeff Johnson and Cr Sharon Cadwallader

220312/28 RESOLVED

(Cr Susan Meehan/Cr Robyn Hordern)

That Council move out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore, Cr Jeff Johnson and Cr Sharon Cadwallader

17. Confidential Session

Nil items

MEETING CLOSURE

3.55 pm

The Minutes of the Ordinary Meeting held on 22/03/12 were submitted for confirmation by council on 26 April 2012 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 26 April 2012..