

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

Attendance

Crs Sharon Cadwallader (Mayor - in the chair), Kiri Dicker, Simon Chate, Jeff Johnson, Eoin Johnston, Stephen McCarthy, Nigel Buchanan (via Zoom), Eva Ramsey (arrived at 9.05am), Phillip Meehan and Rodney Bruem.

Paul Hickey (General Manager), John Truman (Director, Civil Services Division), Matthew Wood (Director, Planning and Environmental Health Division), Caroline Klose (Acting Director, Corporate and Community Division) and Nikki Glassop (Administration Assistant, Corporate and Community) were in attendance.

There were 12 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

240823/1 RESOLVED

(Cr Eoin Johnston/ Cr Rodney Bruem)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Thursday 27 July 2023.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Eva Ramsey

5. Declarations of Interest and Reportable Political Donations

There were no Declarations of Interest.

There were no Reportable Political Donations.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

6. Deputations

Marilyn Leeks – spoke in favour of Item 11.2 – Notice of Motion – Welcome pack for Refugees.

Cr Eva Ramsey arrived at the meeting at 9:05 am.

Change in Order of Business

240823/2 RESOLVED

(Cr Jeff Johnson/Cr Stephen McCarthy)

That Council change the order of business to deal with items in which deputations were received.

FOR VOTE - All Councillors voted unanimously.

11.2 Notice of Motion - Welcome Pack for Refugees

240823/3 RESOLVED

(Cr Kiri Dicker/Cr Simon Chate)

That Council write to families settled in the Ballina Shire under the Community Refugee Integration and Settlement Pilot (CRISP), welcoming them to our community and offering them a Welcome Pack consisting of:

- three-month family pass to Ballina or Alstonville Pools
- Richmond Tweed Regional Library Card
- three-month membership to the Ballina Indoor Sports Centre
- one-off annual membership to the Northern Rivers Community Gallery
- Information about Council products and services and social or recreational services available in the Shire

FOR VOTE - Cr Sharon Cadwallader, Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Eva Ramsey, Cr Phillip Meehan and Cr Rodney Bruem
AGAINST VOTE - Cr Nigel Buchanan

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

7. Mayoral Minutes

7.1 Mayoral Minute - Walsh Park, East Wardell - Embellishment

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

That Council, as a priority, prepare a plan to identify minimal embellishments, that may include a community garden, to Walsh Park, East Wardell, that will encourage increased community use of this Council owned open space, to assist with the rebuilding of the social fabric of the Wardell community, following the 2022 flood events.

An **Amendment** was moved by Cr Jeff Johnson and seconded by Cr Kiri Dicker

1. That Council, as a priority, prepare a plan to identify minimal embellishments to Walsh Park, East Wardell, that will encourage increased community use of this Council owned open space, to assist with the rebuilding of the social fabric of the Wardell community, following the 2022 flood events.
2. That the plan be reported to Council prior to implementation.

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

FOR VOTE - Cr Kiri Dicker, Cr Jeff Johnson and Cr Phillip Meehan
AGAINST VOTE - Cr Sharon Cadwallader, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Rodney Bruem

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

240823/4 RESOLVED

(Cr Sharon Cadwallader)

That Council, as a priority, prepare a plan to identify minimal embellishments, that may include a community garden, to Walsh Park, East Wardell, that will encourage increased community use of this Council owned open space, to assist with the rebuilding of the social fabric of the Wardell community, following the 2022 flood events.

FOR VOTE - All Councillors voted unanimously.

Adjournment

The Mayor declared the meeting adjourned at 10.25am

The meeting resumed at 10.48am

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

8. Planning and Environmental Health Division Reports

8.1 Ballina Shire DCP 2012 Amendment - Ballina Heights Commercial Area

240823/5 RESOLVED

(Cr Eoin Johnston/Cr Eva Ramsey)

1. That Council adopts the amendments to the Ballina Shire Development Control Plan 2012 as shown in Attachment 2 to this report.
2. That Council provide public notice of the adoption of the amendments to Ballina Shire Development Control Plan 2012, with the amended provisions to take effect from the date of publication on Council's website.
3. That Council provide a copy of the amended Ballina Shire Development Control Plan 2012, once it comes into effect, to the NSW Department of Planning and Environment, as required by the Environmental Planning and Assessment Regulation.

FOR VOTE - All Councillors voted unanimously.

8.2 Ballina LEP 2012 - SUGA Maps - Mapping Detail Lennox Head

240823/6 RESOLVED

(Cr Eoin Johnston/Cr Stephen McCarthy)

That Council endorses the adjustment to the mapping in Planning Proposal BSCPP 22/011 for Strategic Urban Growth Area (SUGA) No 10 Ross Lane / The Coast Road, as per Attachment 1 to this report, and authorises the General Manager to finalise the planning proposal.

FOR VOTE - All Councillors voted unanimously.

8.3 LEP Mapping Amendments - Cumbalum Urban Release Area

240823/7 RESOLVED

(Cr Stephen McCarthy/Cr Simon Chate)

That Council delegates the authority to the General Manager to make a Section 3.22 application and complete the required administrative steps under the provisions of the Environmental Planning and Assessment Act to correct the Ballina Local Environmental Plan 2012 mapping anomalies in the Cumbalum Urban Release Area, as per the contents of this report.

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 24/08/23 AT 9.00AM**

9. Corporate and Community Division Reports

9.1 Use of Council Seal

240823/8 RESOLVED

(Cr Stephen McCarthy/Cr Eoin Johnston)

That Council affix the Common Seal to the following documents.

US2023/13	Ballina Shire Council Sublease to Kimberley Smith for Lot 7003 DP 82641 being the old Alstonville Hall for a three-year sublease with a two-year option at market rent.												
US2023/14	<p>1. That Council, in accordance with the relevant provisions of the Local Government Act 1993, enters the following leases of <i>community land</i>:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 35%;">Property</th> <th style="width: 30%;">Lessee</th> <th style="width: 35%;">Tenure</th> </tr> </thead> <tbody> <tr> <td>Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina</td> <td>Family Centre Australia Ltd</td> <td>Three-year lease with a two-year option at market rent</td> </tr> <tr> <td>Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina</td> <td>The Community Transport Company Ltd</td> <td>Three-year lease with a three-year option at market rent</td> </tr> <tr> <td>Lot 2 DP 1051004, River Street Ballina (Ballina Waterslide) (Council is Crown Land Manager)</td> <td>Good Hydration Pty Ltd</td> <td>Three-year lease with a two year option</td> </tr> </tbody> </table> <p>2. Council authorizes the General Manager to affix the seal to the lease documents in point one and any other documents required to allow tenure to be granted in accordance with point 1.</p> <p>3. That prior to points one and two being actioned, statutory public notification relating to the proposed lease of community land be undertaken, with a report to be presented to Council if an objection of a substantive nature is received to the grant of the proposed lease.</p>	Property	Lessee	Tenure	Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina	Family Centre Australia Ltd	Three-year lease with a two-year option at market rent	Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina	The Community Transport Company Ltd	Three-year lease with a three-year option at market rent	Lot 2 DP 1051004, River Street Ballina (Ballina Waterslide) (Council is Crown Land Manager)	Good Hydration Pty Ltd	Three-year lease with a two year option
Property	Lessee	Tenure											
Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina	Family Centre Australia Ltd	Three-year lease with a two-year option at market rent											
Part of Kentwell Community - Centre, Part Lot 246 DP 755684, No. 20 Bangalow Road Ballina	The Community Transport Company Ltd	Three-year lease with a three-year option at market rent											
Lot 2 DP 1051004, River Street Ballina (Ballina Waterslide) (Council is Crown Land Manager)	Good Hydration Pty Ltd	Three-year lease with a two year option											
US2023/15	<p>1. That Council, in accordance with the relevant provisions of the Local Government Act 1993, enters into the following licences of <i>community land</i>:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 35%;">Property</th> <th style="width: 30%;">Licensee</th> <th style="width: 35%;">Tenure</th> </tr> </thead> <tbody> <tr> <td>Part of Chickiba Sports Field, 86 Chickiba Drive,</td> <td>Ballina Little Athletics</td> <td>One year licence for storage areas and one year licence for use of parts of existing</td> </tr> </tbody> </table>	Property	Licensee	Tenure	Part of Chickiba Sports Field, 86 Chickiba Drive,	Ballina Little Athletics	One year licence for storage areas and one year licence for use of parts of existing						
Property	Licensee	Tenure											
Part of Chickiba Sports Field, 86 Chickiba Drive,	Ballina Little Athletics	One year licence for storage areas and one year licence for use of parts of existing											

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

	East Ballina (Lot 207 DP851318)	Incorporated (INC9889767)	building at a combined licence fee equal to the statutory minimum charged by Crown Lands (currently \$579 per annum plus GST)
	<p>2. Council authorises the General Manager to affix the seal to the licences in point one and any other documents required to allow tenure to be granted in accordance with point one.</p> <p>3. That prior to points one and two being actioned, statutory public notification relating to the proposed licences of community land be undertaken, with a report to be presented to Council in the event that an objection of a substantive nature is received to the grant of the proposed licences.</p>		
US 2023/16	<p>River Street Children's Centre complex (Lot 5 Section 1 DP758047 and Lot 6 Section 1 DP758047, 12 River Street and 9 Regatta Avenue, Ballina):</p> <ol style="list-style-type: none"> 1. Sublease to Ballina River Street Children's Centre Inc (three-year term) 2. Sublease to Ballina Toy Library Inc (three-year term) 3. Sublease to Playgroup NSW Incorporated (three-year term) <p>Each sublease at a rent equal to the statutory minimum charged by Crown Lands (currently \$579 per annum plus GST).</p>		

FOR VOTE - All Councillors voted unanimously.

9.2 Investment Summary - July 2023

240823/9 RESOLVED

(Cr Rodney Bruem/Cr Stephen McCarthy)

That Council notes the report of banking and investments for July 2023.

FOR VOTE - All Councillors voted unanimously.

9.3 Rates and Charges Write Offs - 2022/23

240823/10 RESOLVED

(Cr Stephen McCarthy/Cr Eoin Johnston)

That Council notes that rates, charges, and interest totalling \$5,408.33 (as per Tables 3, 4 and 5 of this report) were written off under delegation of the General Manager for the 2022/23 rating year pursuant to clause 131 of the Local Government (General) Regulation 2021.

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 24/08/23 AT 9.00AM**

9.4 Community Donation 2023/24 - Volunteer Marine Rescue NSW

A **Motion** was moved by Cr Eoin Johnston and seconded by Cr Eva Ramsey

1. That Council notes that the \$2,200 for the purchase of computers for Volunteer Marine Rescue NSW, as approved at the July 2023 Ordinary meeting, is non-compliant with the Community Donations Policy, as the equipment was purchased in June 2023, with the policy guidelines stating that retrospective donations are not supported. Due to the relatively small non-compliance timeframe, the General Manager is authorised to acquit the donation based on that expenditure.
2. That Council confirms support for Volunteer Marine Rescue NSW's community donation application of \$9,000 for insurance cover and maintenance costs relating to the operation of the Ballina Jetboat vessel.

An **Amendment** was moved by Cr Phillip Meehan and seconded by Cr Stephen McCarthy

That Council notes that the \$2,200 for the purchase of computers for Volunteer Marine Rescue NSW, as approved at the July 2023 Ordinary meeting, is non-compliant with the Community Donations Policy, as the equipment was purchased in June 2023, with the policy guidelines stating that retrospective donations are not supported. Due to the relatively small non-compliance timeframe, the General Manager is authorised to acquit the donation based on that expenditure.

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

FOR VOTE - Cr Phillip Meehan

AGAINST VOTE - Cr Sharon Cadwallader, Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Rodney Bruem

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

240823/11 RESOLVED

(Cr Eoin Johnston/Cr Eva Ramsey)

1. That Council notes that the \$2,200 for the purchase of computers for Volunteer Marine Rescue NSW, as approved at the July 2023 Ordinary meeting, is non-compliant with the Community Donations Policy, as the equipment was purchased in June 2023, with the policy guidelines stating that retrospective donations are not supported. Due to the relatively small non-compliance timeframe, the General Manager is authorised to acquit the donation based on that expenditure.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

2. That Council confirms support for Volunteer Marine Rescue NSW's community donation application of \$9,000 for insurance cover and maintenance costs relating to the operation of the Ballina Jetboat vessel.

FOR VOTE - Cr Sharon Cadwallader, Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Rodney Bruem

AGAINST VOTE - Cr Phillip Meehan

9.5 Local Government Election - Ward Boundaries

240823/12 RESOLVED

(Cr Rodney Bruem/Cr Eva Ramsey)

That Council write to the Electoral Commission seeking approval for changes that would move all of East Ballina from the Missingham Bridge into B Ward and that areas to the north of Ballina (Cumbalum) be added to A Ward.

FOR VOTE - Cr Sharon Cadwallader, Cr Simon Chate, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Rodney Bruem and the casting vote of the Mayor

AGAINST VOTE - Cr Kiri Dicker, Cr Jeff Johnson, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Phillip Meehan

9.6 Flat Rock Tent Park - Fees and Charges - 2024/25

240823/13 RESOLVED

(Cr Stephen McCarthy/Cr Eva Ramsey)

That Council authorises the public exhibition of the draft Flat Rock Tent Park fees and charges for 1 February 2024 to 31 January 2025, as per Attachment 1 to this report.

Cr Kiri Dicker left the meeting at 11:46 am.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Kiri Dicker

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

9.7 Policy (Review) - Farmland Rating

240823/14 RESOLVED

(Cr Rodney Bruem/Cr Eoin Johnston)

1. That Council adopts the Farmland Rating Policy, as attached to this report.
2. That Council place this 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.

Cr Kiri Dicker returned to the meeting at 11:47 am.
Cr Simon Chate left the meeting at 11:54 am.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Simon Chate

9.8 Legal Matters - Update

240823/15 RESOLVED

(Cr Kiri Dicker/Cr Rodney Bruem)

That Council notes the contents of this Legal Matters – Update report.

Cr Simon Chate returned to the meeting at 11:56 am.

FOR VOTE - All Councillors voted unanimously.

9.9 Financial Review - 2022/23 - Carry Forwards and Reserve Movements

240823/16 RESOLVED

(Cr Stephen McCarthy/Cr Eva Ramsey)

1. That Council notes the contents of this report in respect to the preliminary forecast operating results for 2022/23.
2. That Council approves the works and services carried forward, other additional changes to budget and reserve movements, as outlined in Tables 4, 5, 6 and 7 of this report, for inclusion in the Long-Term Financial Plan.

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 24/08/23 AT 9.00AM**

9.10 Local Roads and Community Infrastructure Program - Phase 4

240823/17 RESOLVED

(Cr Rodney Bruem/Cr Stephen McCarthy)

1. That Council confirms that the following works program is to be submitted to the Federal Government for approval under Phase 4 of the Local Roads and Community Infrastructure Program (LRCI) for completion by 30 June 2025.

Project Name	Allocation (\$)
The Coast Road	300,000
Kerr Street, Ballina	207,744
Sub Total Roads	507,744
Elizabeth Anne Park	50,000
Kingsford Smith Master Plan Access Works	220,244
Tamar Street Bus Shelter	610,000
Sub Total Community Infrastructure	880,244
Total	1,387,988

2. That Council confirms that the total project estimate for the Tamar Street Bus Shelter and Associated Infrastructure is \$1.3m, with the funding sourced as follows:

LRCI – Round 3 – \$400,000

LRCI – Round 4 – \$610,000

Internal Reserve - Wigmore Arcade Refurbishment - \$290,000

FOR VOTE - All Councillors voted unanimously.

9.11 General Manager - Performance Review

240823/18 RESOLVED

(Cr Stephen McCarthy/Cr Eoin Johnston)

That Council notes the contents of this summary report for the General Manager – Performance Review.

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 24/08/23 AT 9.00AM**

10. Civil Services Division Reports

10.1 Kerbside Waste Collection - Service Delivery Review and Tender

240823/19 RESOLVED

(Cr Phillip Meehan/Cr Rodney Bruem)

1. That Council proceed with the delivery of its kerbside waste and recycling collection services by contract.
2. That Council confirms its preferred model for the new procurement to be Option Three (a) as per this report, which includes the preferred contractor operating direct haulage of the collection service to a materials recycling facility, that the contractor will be responsible for gate fees at this facility and risks of contamination, and that the term of the contract is nine years.
3. That Council notes the decision in point 2 above, represents on balance the preferred outcome having considered the allocation of risk and financial benefits.
4. That Council in accordance with the Local Government (General) Regulation 2021 Section 178(1)(a), accepts the tender and awards the contract to Solo Resource Recovery for the Kerbside Waste Collection - Service Delivery Review and Tender for the expected total amount of \$22,705,068 (excluding GST).
5. That Council authorises the General Manager to sign the contract documents.
6. That Council authorises the sale of Council's waste collection vehicles to the preferred contractor for \$740,000, excluding GST.

FOR VOTE - Cr Sharon Cadwallader, Cr Kiri Dicker, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy, Cr Nigel Buchanan, Cr Phillip Meehan and Cr Rodney Bruem

AGAINST VOTE - Cr Jeff Johnson and Cr Eva Ramsey

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

11. Notices of Motion

11.1 Notice of Motion - Donations - Financial Assistance for Community Groups

A **Motion** was moved by Cr Kiri Dicker and seconded by Cr Simon Chate

That Council revise the “Donations - Financial Assistance for Community Groups” Policy to allow eligible organisations that have several distinct sub-committees with separate bank accounts to submit more than one application for support per year.

An **Amendment** was moved by Cr Rodney Bruem and seconded by Cr Simon Chate

That Council donate \$500 to the Lennox Head Residents Association Boomerang Bags Committee for venue hire of the Lennox Head Cultural Centre as part of the 2023/24 Community Donations program.

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

FOR VOTE - Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston and Cr Rodney Bruem

AGAINST VOTE - Cr Sharon Cadwallader, Cr Stephen McCarthy, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Phillip Meehan and the casting vote of the Mayor

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

Adjournment for Public Question Time

The Mayor declared the meeting adjourned at 1.07pm for Public Question Time.

The meeting resumed at 1.31pm

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

Adjournment for Lunch

The Mayor declared the meeting adjourned at 1.32pm.

The meeting resumed at 2.06pm

12. Advisory Committee Minutes

12.1 Commercial Services Committee Minutes - 1 August 2023

240823/20 RESOLVED

(Cr Rodney Bruem/Cr Stephen McCarthy)

That Council confirms the minutes of the Commercial Services Committee meeting held 01 August 2023 and that the recommendations contained within the minutes be adopted.

FOR VOTE - All Councillors voted unanimously.

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

13.1 Mayoral Meetings

240823/21 RESOLVED

(Cr Eoin Johnston/Cr Eva Ramsey)

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

FOR VOTE - All Councillors voted unanimously.

14. Confidential Session

240823/22 RESOLVED

(Cr Eva Ramsey/Cr Phillip Meehan)

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.

FOR VOTE - All Councillors voted unanimously.

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:-

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 24/08/23 AT 9.00AM**

- 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 the content relates to personal matters regarding the employee's performance.

FOR VOTE - All Councillors voted unanimously

(The Council moved into Confidential Session at 2.16pm).

All staff left the meeting at this stage.

Open Council

240823/23 RESOLVED

(Cr Eoin Johnston/Cr Simon Chate)

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

FOR VOTE - All Councillors voted unanimously.

(The Council moved into Open Council at 2.55pm)

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

14.1 General Manager - Performance Review (Confidential)

CF240823/1 RECOMMENDED

(Cr Eoin Johnston/Cr Simon Chate)

1. That Council adopts the General Manager's Performance Review Committee's evaluation for the General Manager's twelve-month performance review for 2022/23, as per Attachment 1 to this report, and as completed by LGNSW.
2. That Council authorises for the Mayor to finalise the Strategic Objectives for inclusion in the 2023/24 General Manager's performance agreement, as per the contents of this report.
3. That Council approves an increase in the total remuneration package of 0.5%, effective from 1 July 2023, as outlined in this report.

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 24/08/23 AT 9.00AM**

Adoption of Recommendations from Confidential Session

240823/24 RESOLVED

(Cr Eoin Johnston/Cr Simon Chate)

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

FOR VOTE - All Councillors voted unanimously.

MEETING CLOSURE

The meeting was closed at 2.56pm.

The Minutes of the Ordinary Meeting held on 24/08/23 were submitted for confirmation by council on 28 September 2023 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 28 September 2023.