

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

Attendance

Crs Sharon Cadwallader (Mayor - in the chair) (and on-line for part of meeting), Kiri Dicker (on-line), Simon Chate, Jeff Johnson (on-line), Eoin Johnston, Stephen McCarthy, Nigel Buchanan, Eva Ramsey, 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 (Director, Corporate and Community Division) and Sandra Bailey (Secretary) were in attendance.

There were five 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

220224/1 RESOLVED

(Cr Eva Ramsey/Cr Rodney Bruem)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Thursday 14 December 2023.

FOR VOTE - All Councillors voted unanimously.

5. Declarations of Interest and Reportable Political Donations

Cr Phillip Meehan – declared an interest in Item 8.3 – Stokers Quarry Rehabilitation. (Nature of Interest: non significant, non pecuniary – he is a member of the Northern Rivers Dirty Wheels Mountain Bike Club). He will be remaining in the meeting while the matter is discussed and voting on the matter.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

Cr Rod Bruem – declared an interest in Item 10.2 – Ballina CBD Parking Study – Public Exhibition. (Nature of Interest: non significant, non pecuniary – he lives in an area the subject of this study). He will be remaining in the meeting while the matter is discussed and voting on the matter.

Cr Eoin Johnston – declared an interest in Item 12.1 – Commercial Services Committee Minutes – 14 February 2024 and in particular to Item 5.5 of those Minutes – Industrial Land Subdivision – Lot 1 Boeing Avenue, Ballina – Update. (Nature of Interest: non significant, non pecuniary – his son is a Real Estate Agent). He will depart the meeting if this item is debated further at this meeting.

Cr Nigel Buchanan – declared an interest in Item 8.2 – DA 2022/690 – 1 Smiths Lane, Wollongbar. (Nature of Interest: non significant, non pecuniary – he has two grandchildren who attend the child care centre). 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

Rachel Brentnall – spoke in opposition to Item 8.2 – DA 2022/690 – 1 Smiths Lane, Wollongbar.

Extension of Time for Deputation

220224/2 RESOLVED

(Cr Nigel Buchanan/Cr Eva Ramsey)

That Ms Brentnall be granted an extension of time for her deputation.

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

Peter Sugden, Dirty Wheels Mountain Bike Club – provided a video deputation in favour of Item 8.3 – Stokers Quarry Rehabilitation.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

7. Mayoral Minutes

7.1 Mayoral Minute - Cost Shifting onto Local Government

220224/3 RESOLVED

(Cr Sharon Cadwallader)

1. That Council notes the findings of the LGNSW Cost Shifting report for the 2021/2022 financial year.
2. That a copy of the cost shifting report be placed on Council's website so that our communities can access it.
3. That Council write to the Premier, the NSW Treasurer and the NSW Minister for Local Government seeking that they urgently seek to address these costs through a combination of regulatory reform, budgetary provision and appropriate funding.

FOR VOTE - All Councillors voted unanimously.

Change in Order of Business

220224/4 RESOLVED

(Cr Simon Chate/Cr Eoin Johnston)

That Council change the order of business to deal with items as per the Deputations received.

FOR VOTE - All Councillors voted unanimously.

8. Planning and Environmental Health Division Reports

8.2 DA 2022/690 - 1 Smiths Lane, Wollongbar

A **Motion** was moved by Cr Phillip Meehan

That Development Application 2022/690 for additions to an existing childcare centre (additional 20 childcare places) on a temporary basis (maximum of two years), involving the erection of a new building, infrastructure works (car parking and servicing) and landscaping, relocation of an existing pool pump and adjustments to existing pool and boundary fencing, at Lots 60 & 61 DP826896, Nos. 1 & 3 Smiths Lane, Wollongbar be **REFUSED** for the following reasons:

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

1. Pursuant to Section 4.15(1)(a)(iii) of the Environmental Planning and Assessment Act 1979, the proposed access arrangements are inconsistent with the requirements of Chapter 2 of Ballina Development Control Plan 2012.
2. Pursuant to Section 4.15(1)(c) of the Environmental Planning and Assessment Act 1979, the site is not considered to be suitable for the development as proposed given that access arrangements cannot meet the requirements of the relevant Australian Standard.
3. Pursuant to Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, approval of the development would not be in the public interest as proposed access arrangements present significant safety risks.

The **Motion LAPSED**.

A **Motion** was moved by Cr Rod Bruem and seconded by Cr Simon Chate

1. That Development Application 2022/690 for additions to an existing childcare centre (additional 20 childcare places) on a temporary basis (maximum of two years), involving the erection of a new building, infrastructure works (car parking and servicing) and landscaping, relocation of an existing pool pump and adjustments to existing pool and boundary fencing, at Lots 60 & 61 DP826896, Nos. 1 & 3 Smiths Lane, Wollongbar be **APPROVED** subject to the application of conditions as set out in Attachment 3 and including standard planning, building, civil engineering and environmental health conditions applicable to this type of development.
2. That in addition to the conditions of approval identified in point 1, the following conditions also be applied:
 - Car parking space number 6, as shown on RLA Building Design drawing number 890/2, shall be allocated and line marked as a manoeuvring area in addition to the nominated manoeuvring area (adjacent to space 5), as shown on the aforementioned plan. Swept path diagrams must be provided with the Construction Certificate design to demonstrate a B99 vehicle is able to undertake a three-point turn using the dedicated manoeuvring area (design adjustments must be made to ensure compliance if necessary). Design plans must be submitted to and approved by the Certifier prior to the issue of a Construction Certificate.
 - Car parking spaces 1 to 5, as shown on RLA Building Design drawing number 890/2, shall be allocated as employee only parking and shall not be used by parents and visitors to the centre. Parents and visitors shall use parking spaces 7 to 16 as allocated on the aforementioned plan.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

3. That Council receive a report on potential ways forward for the proposed childcare centre lot owned by Council at Wollongbar.

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

AGAINST VOTE - Cr Eva Ramsey and Cr Phillip Meehan

8.3 Stokers Quarry Rehabilitation

220224/5 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council proceed with the undertaking of complete rehabilitation of Stokers Quarry inclusive of landform shaping and provision for NRDWMB trail expansion and improvements consistent with Scenario One of the attached master plan (but not including car parking, skills parks or amenities).
2. That the quarry rehabilitation works be funded from the quarry reserve with any shortfall in funds identified following detailed design to be the subject of further reporting to Council.

FOR VOTE - All Councillors voted unanimously.

8.1 DA 2023/150 - 137 Riverside Drive - Review of Determination

220224/6 RESOLVED

(Cr Eoin Johnston/Cr Kiri Dicker)

1. That Development Application 2023/150 in relation to the use of a vergola at Lot 9 DP 263861, 137 Riverside Drive West Ballina, be APPROVED subject to the application of standard planning, building, civil engineering and environmental health conditions applicable to this type of development and use.
2. That Council review the DCP based building line controls for the Ballina Quays canals.

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

AGAINST VOTE - Cr Simon Chate and Cr Phillip Meehan

Adjournment

The Mayor declared the meeting adjourned at 10.31am

The meeting resumed at 10.50am

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

8.4 LEP Amendments and Planning Proposals - Status

220224/7 RESOLVED

(Cr Stephen McCarthy/Cr Rodney Bruem)

That Council notes the contents of this report on current LEP amendments and planning proposals.

FOR VOTE - All Councillors voted unanimously.

8.5 Public Murals on Private Walls - Ballina CBD

220224/8 RESOLVED

(Cr Eoin Johnston/Cr Eva Ramsey)

That, in accordance with Section 67 (Private Works) of the Local Government Act 1993, Council notes the contents of this report regarding the details of artworks installed on the walls of two private properties at 34 - 38 Cherry Street and 2/105 River Street, Ballina.

FOR VOTE - All Councillors voted unanimously.

8.6 Policy (Review) - Fire Asset Protection Zones - Private Use

220224/9 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the amended Fire Asset Protection Zones – Private Use of Public Land policy, as per Attachment 1 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.

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 22/02/24 AT 9:00 AM**

8.7 Policy (Review) - Markets on Public Land

220224/10 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the amended Markets on Public Land Policy as per Attachment 1 to this report.
2. That Council place this policy on exhibition for public comment, with any submissions received to be reported to Council. If no submissions are received, then no further action is required.

FOR VOTE - All Councillors voted unanimously.

9.8 Policy (Review) - Property Investment and Development

220224/11 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the Property Investment and Development Policy, as per Attachment 1 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.

FOR VOTE - All Councillors voted unanimously.

9.9 Policy (Review) - Risk Management

220224/12 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the amended Risk Management Policy, as per Attachment 1 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.

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 22/02/24 AT 9:00 AM**

9.10 Policy (Review) - Fraud and Corruption Control

220224/13 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the Fraud and Corruption Control Policy, as per Attachment 1 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.

FOR VOTE - All Councillors voted unanimously.

10.3 Policy (Review) - Road Closing Applications for Public Roads

220224/14 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

1. That Council adopts the amended Road Closing Applications for Public Roads Policy, as per Attachment 1 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.

FOR VOTE - All Councillors voted unanimously.

8.8 Development Applications - Works in Progress - February 2024

220224/15 RESOLVED

(Cr Rodney Bruem/Cr Eoin Johnston)

- 1, That Council notes the contents of the report on the status of outstanding development applications for February 2024.
2. That future DA reports include a brief summary of cases that are before the Northern Regional Planning Panel.

FOR VOTE - All Councillors voted unanimously.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
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40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

9. Corporate and Community Division Reports

9.1 Use of Council Seal

220224/16 RESOLVED

(Cr Eoin Johnston/Cr Stephen McCarthy)

That Council affix the Common Seal to the following documents.

US2024/1	Ballina Shire Council Lease to Louise Rizzo for Shop 153 River Street, Ballina, for a three-year lease with a two-year option at market rent.		
US2024/2	1. That Council, in accordance with the relevant provisions of the Local Government Act 1993, enters into the following lease of <i>community land</i> :		
	Property	Tenant	Tenure
	Lot 8 Section 5A DP 758047 – River Street, Ballina (Council is Crown Land Manager)	Country Women’s Association of New South Wales Incorporated	Four year lease at a rent equ to the statutory minimum charged by Crown Land (currently \$587 per annum plus GST)
US2024/3	2. Council authorises 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 one.		
	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 in the event that an objection of a substantive nature is received to the grant of the proposed lease.		
US2024/3	Ballina Shire Council Variation to Lease to R Mamone for Lot 4 DP 1195515, No. 18 Fawcett Street Ballina known as Wharf Bar and Restaurant. The variation to lease is to add an additional 5 + 5 year term to his current lease at market rent.		

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 22/02/24 AT 9:00 AM**

9.2 Investment Summary - December 2023 and January 2024

220224/17 RESOLVED

(Cr Rodney Bruem/Cr Stephen McCarthy)

That Council notes the report of banking and investments for December 2023 and January 2024.

FOR VOTE - All Councillors voted unanimously.

9.3 Councillor Expenses - Six Monthly Review

220224/18 RESOLVED

(Cr Stephen McCarthy/Cr Simon Chate)

That Council notes the contents of this update on Councillor expenses, as required by the Councillor Expenses and Facilities Policy, for the period 1 July to 31 December 2023.

FOR VOTE - All Councillors voted unanimously.

9.4 Tender - Tamar Street Bus Interchange Upgrade

220224/19 RESOLVED

(Cr Rodney Bruem/Cr Eva Ramsey)

1. That Council in accordance with the Local Government (General) Regulation 2021 Section 178(1)(a), accepts the tender and awards the contract to AGS Commercial Pty Ltd. for the Tender - Tamar Street Bus Interchange Upgrade for the total amount of \$1,226,320.38 (excluding GST).
2. That Council authorises the General Manager to sign the contract documents.

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 22/02/24 AT 9:00 AM**

9.5 Tender - Ballina Coast and Estuary Coastal Management Program

220224/20 RESOLVED

(Cr Eoin Johnston/Cr Stephen McCarthy)

1. That Council in accordance with the Local Government (General) Regulation 2021 Section 178(1)(a), accepts the tender and awards the contract to Bluecoast Consulting Engineers Pty Ltd for the Tender - Ballina Coast and Estuary Coastal Management Program for the total amount of \$320,062.60 (excluding GST).
2. That Council authorises the General Manager to sign the contract documents.

FOR VOTE - All Councillors voted unanimously.

9.6 Tender - Wastewater Mains Relining

220224/21 RESOLVED

(Cr Stephen McCarthy/Cr Simon Chate)

1. That Council in accordance with the Local Government (General) Regulation 2021 Section 178(1)(a), accepts the tender and awards the contract to Interflow Pty Limited for the Tender - Wastewater Mains Relining for the total amount of \$265,243.22 (excluding GST).
2. That Council authorises the General Manager to sign the contract documents.

FOR VOTE - All Councillors voted unanimously.

9.7 Tender - Ross Lane Safety Improvements

220224/22 RESOLVED

(Cr Stephen McCarthy/Cr Rodney Bruem)

1. That Council in accordance with the Local Government (General) Regulation 2021 Section 178(1)(a), accepts the tender and awards the contract to Durack Civil Pty Ltd. for the Tender - Ross Lane Safety Improvements for the total amount of \$3,429,661 (excluding GST).
2. That Council notes that \$50,000 from the Regional Emergency Road Repair Fund will be allocated to the budget for this project.
3. That Council authorises the General Manager to sign the contract documents.

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 22/02/24 AT 9:00 AM**

9.11 Legal Matters - Update

220224/23 RESOLVED

(Cr Eoin Johnston/Cr Stephen McCarthy)

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

FOR VOTE - All Councillors voted unanimously.

9.12 Financial Year 2023/24 - 31 December 2023 Review

220224/24 RESOLVED

(Cr Stephen McCarthy/Cr Phillip Meehan)

1. That Council notes the contents of this report for the December 2023 Quarterly Financial Review and approves the budget changes identified within the report.

2. That future quarterly financial reports include further information on expenditure on consultants on a cumulative basis above \$50,000.

FOR VOTE - All Councillors voted unanimously.

9.13 Delivery Program and Operational Plan - 31 December 2023 Review

220224/25 RESOLVED

(Cr Phillip Meehan/Cr Eva Ramsey)

That Council notes the contents of this report on the second quarterly review of the implementation of the 2023/24 to 2026/27 Delivery Program and 2023/24 Operational Plan.

FOR VOTE - All Councillors voted unanimously.

9.14 Capital Expenditure - 31 December 2023 Review

220224/26 RESOLVED

(Cr Phillip Meehan/Cr Rodney Bruem)

1. That Council notes the contents of this report regarding the 2023/24 capital expenditure review for the period ending 31 December 2023.

2. That Council approves the budget variations, as per Table 1 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 22/02/24 AT 9:00 AM**

10. Civil Services Division Reports

10.1 Lennox Head Shared Path - Park Lane to Cooper Close - Options

A **Motion** was moved by Cr Eva Ramsey and seconded by Cr Stephen McCarthy

That Council adopts Option D of the Planit Consulting Options Assessment Report, as per Attachment 1 to this report, as the preferred route for the Lennox Head Shared Path – Park Lane to Cooper Close project and authorises the General Manager to proceed with the detail design and preparation of planning approval documentation to assist with securing funding for this project.

A **Motion** was moved by Cr Rod Bruem

That the Motion be put to the vote.

The **Motion** to put the motion to the vote was **LOST**.

FOR VOTE - Cr Simon Chate and Cr Rodney Bruem

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

An **Amendment** was moved by Cr Eoin Johnston

That this matter be deferred to a Councillor briefing.

The **Amendment LAPSED**.

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

FOR VOTE - Cr Sharon Cadwallader, Cr Stephen McCarthy, Cr Nigel Buchanan and Cr Eva Ramsey

AGAINST VOTE - Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Phillip Meehan and Cr Rodney Bruem

Cr Sharon Cadwallader, Mayor left the meeting at 12:30 pm. Cr Eoin Johnston, Deputy Mayor assumed the Chair.

220224/27 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

That Council adopts Option A of the Planit Consulting Options Assessment Report, as per Attachment 1 to this report, as the preferred route for the Lennox Head Shared Path – Park Lane to Cooper Close project and authorises the General Manager to proceed with the detail design and preparation of planning approval documentation to assist with securing funding for this project.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

FOR VOTE - Cr Kiri Dicker, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Phillip Meehan and Cr Rodney Bruem
AGAINST VOTE - Cr Stephen McCarthy, Cr Nigel Buchanan and Cr Eva Ramsey
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

10.2 Ballina CBD Parking Study - Public Exhibition

220224/28 RESOLVED

(Cr Nigel Buchanan/Cr Rodney Bruem)

1. That based on the submissions outlined in this report Council take no action on implementation of the study recommendation for proposed time parking zone changes.
2. That Council investigates opportunities for the use of technology to support efficient and effective implementation of Council's parking enforcement program.
3. That subject to funding in future budgets, Council approves within the study area, the proposed line marking of unmarked parking spaces in River Street and Tamar Street.
4. That subject to funding in future budgets, Council progressively line mark, provide signage, shoulder seal and seek Local Traffic Committee support for formal angle parking (where the street is geometry suitable) in Crane Street and connecting streets to the Ballina CBD.
5. That Council investigate cost estimates for improving walkability and street lighting for pathways connecting the CBD to unrestricted parking areas in fringe residential streets for consideration in future budgets.
6. That as part of this report that parking in Tamar Street (between Cherry Street and Martin Street) be investigated to provide unrestricted parking

Cr Sharon Cadwallader left the meeting at 12:54 pm.

FOR VOTE - 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
ABSENT. DID NOT VOTE - Cr Sharon Cadwallader

Cr Cadwallader returned to the meeting on-line at 12.57pm

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

Adjournment for Public Question Time

The Deputy Mayor declared the meeting adjourned for Public Question Time at 12.54pm

The meeting resumed at 12.59pm

Adjournment for Lunch

The Deputy Mayor adjourned the meeting for lunch at 1.00pm

The Meeting resumed at 1.41pm

Cr Jeff Johnson was not in attendance at this stage

Paul Tsikleas, Manager Commercial Services was in attendance at this stage.

10.4 Policy (Review) - Footpaths and Cycleways - Inspection and Maintenance

220224/29 RESOLVED

(Cr Phillip Meehan/Cr Simon Chate)

That Council approves the rescission of the Footpaths and Cycleways – Inspection, Evaluation and Maintenance Policy, due to Council now having a more comprehensive suite of documents to manage footpaths and cycleways, including the following:

- Strategic Asset Management Plan
- Asset Management Plan – Roads and Transport
- Long Term Financial Plan
- Pedestrian Access and Mobility Plan
- Bike Plan
- Footpath and Cycleway Inspections Procedure.

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

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

11. Notices of Motion

Nil Items

Cr Jeff Johnson returned to the meeting at 01:43 pm.

12. Advisory Committee Minutes

12.1 Commercial Services Committee Minutes - 14 February 2023

220224/30 RESOLVED

(Cr Phillip Meehan/Cr Nigel Buchanan)

That Council confirms the minutes of the Commercial Services Committee meeting held 14 February 2024 and that the recommendations contained within the minutes be adopted, excluding Items 5.1 and 5.6.

FOR VOTE - All Councillors voted unanimously.

Item 5.1 - Policy (Review) – Commercial Use of Footpaths

220224/31 RESOLVED

(Cr Rodney Bruem/Cr Nigel Buchanan)

1. That the five year expiry be seven years (aligns with NSW Govt policy and neighbouring Lismore and Richmond Valley councils).
2. That any existing footpath dining businesses that can't comply with the new criteria but were previously approved by Council be allowed to continue until such time as the business changes owner. (I.e. a grandfather clause)
3. That annual fees be waived for the first 12 months of any seven year application or renewal (to encourage new business and support others)

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

AGAINST VOTE - Cr Jeff Johnson

Item 5.6 - Tender - Key Worker Housing Proposal

A **Motion** was moved by Cr Phillip Meehan and seconded Cr Eva Ramsey

That a new feasibility study be commissioned to be completed by an external consultancy company experienced in that area of work.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

220224/32 RESOLVED

(Cr Rodney Bruem/Cr Simon Chate)

That Council move into Committee of the Whole.

FOR VOTE - Cr Sharon Cadwallader, Cr Jeff Johnson, Cr Simon Chate, Cr Eoin Johnston, Cr Stephen McCarthy and Cr Rodney Bruem

AGAINST VOTE - Cr Kiri Dicker, Cr Nigel Buchanan, Cr Eva Ramsey and Cr Phillip Meehan

The Council moved into Committee of the Whole at 2.18pm

220224/33 RESOLVED

(Cr Sharon Cadwallader/Cr Rodney Bruem)

That Council move out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

The Council moved out of Committee of the whole at 2.33pm.

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

FOR VOTE - Cr Nigel Buchanan, Cr Eva Ramsey and Cr Phillip Meehan

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

220224/34 RESOLVED

(Cr Rodney Bruem/Cr Phillip Meehan)

1. That Council confirms its preference is to undertake a residential housing development, on a staged basis, as outlined in Table 5, and as outlined in Attachment 2, to this report.
2. Lots 19 to 30 on the plan of subdivision, as per Attachment 1 to this report, are to be retained to allow the completion of Stage 1 (Lots 19, 20,21,22 and 30), with a determination on whether Council proceeds to Stage 2 or Stage 3 dependent on the outcomes secured from Stage 1.
3. That Council approves the sale of lots 1 to 18 on the plan of subdivision, as per Attachment 1 to this report, subject to a further report being presented to Council on the timing and method of sale for those lots.
4. That Council accepts the tender from The Kollektive, as per the confidential memorandum included as Attachment 5 to this report.
5. That Council confirms funding for Stage 1 of the residential housing project is to be sourced from a combination of loan funds, land value and cash held, with that mixture of funding to be confirmed through a future report to Council.

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 22/02/24 AT 9:00 AM**

6. That Council approves the attaching of the Council seal to the contract documents as per point 1 and the sale contracts as per point 3.
7. That Council receive a report on the costs and implications of bringing forward the DA for the Council landholding in Lennox Head in the 2024/25 Delivery Program .
8. That the housing project be renamed with terms such as “key worker” not to be used.

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

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

13.1 Mayoral Meetings

220224/35 RESOLVED

(Cr Jeff Johnson/Cr Nigel Buchanan)

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

FOR VOTE - All Councillors voted unanimously.

MEETING CLOSURE

3.05pm

The Minutes of the Ordinary Meeting held on 22/02/24 were submitted for confirmation by council on 28 March 2024 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 28 March 2024.