



MINUTES

Ordinary Council Meeting

18 September 2019

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orn 18 Septemba 2019

**MINUTES OF NORFOLK ISLAND REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE NORFOLK ISLAND REGIONAL COUNCIL CHAMBERS
ON WEDNESDAY, 18 SEPTEMBER 2019 AT 2:00PM**

PRESENT: Cr Robin Adams (Mayor), Cr John McCoy (Deputy Mayor), Cr David Porter (Councillor), Cr Lisle Snell (Councillor)

IN ATTENDANCE: Bruce Taylor (Interim General Manager), Phillip Wilson (Group Manager Corporate / CFO), Monique Kiernan (Minute Taker)

1 WELCOME

The Mayor welcomed Councillors, Officers and the community to the meeting of the Norfolk Island Regional Council and opened the meeting at 2:00pm.

2 STATEMENT OF RESPECT

The Norfolk Island Regional Council promotes a climate of respect for all. We will endeavour to inspire in our community shared civic pride by valuing and protecting our unique culture and environment, both natural and built, for the current and future generations. We, the elected members and staff of the Norfolk Island Regional Council undertake to act with honesty and integrity, to conduct ourselves in a way that engenders trust and confidence in the decisions we make, and the actions we take on behalf of the Norfolk Island community. We acknowledge the Norfolk Island people, the traditional custodians of this Island.

3 APOLOGIES

APOLOGY

RESOLUTION 2019/169

Moved: Cr David Porter

Seconded: Cr Robin Adams

That the apology received from Cr Buffett be accepted and leave of absence granted.

CARRIED

UNANIMOUS

4 DISCLOSURE OF INTEREST

Nil

5 CONFIRMATION OF MINUTES**5.1 MINUTES OF THE COUNCIL MEETING HELD ON 21 AUGUST 2019****RESOLUTION 2019/170**

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

That the Minutes of the Council Meeting held on 21 August 2019 be received and confirmed.

CARRIED

UNANIMOUS

6 PUBLIC ACCESS

Nil

7 MAYORAL MINUTE

Nil

8 STATUS REPORTS**8.1 QUESTION FOR THE NEXT MEETING: TERRITORIAL WATERS ACT 1926 (NI)**

The purpose of this report is to respond to the question from Mayor Robin Adams included in a Notice of Motion at the Ordinary Council Meeting of 21 August 2019;

That noting –

1. *The attached version of the Territorial Waters Act 1926 (NI) appears on the Federal Register of Legislation as being ‘In force – latest version’ – consolidated as at 14 February 2005; and that the Act states –*
 - “2. (1) Subject to subsection 2(2), “territorial waters” means that part of the sea adjacent to the Territory of Norfolk Island that is within 12 nautical miles of a territorial sea baseline for the Territory as determined by Proclamation under section 7 of the Commonwealth Seas and Submerged Lands Act 1973.
 - (2) In the absence of a Proclamation referred to in subsection 2(1), “territorial waters” means that part of the sea adjacent to the Territory of Norfolk Island that is within 12 nautical miles of the coastline of the Territory at low-water.”
2. *The Temperate East Commonwealth Marine Reserves Network Management Plan 2014-24 (the Plan) now applies to Norfolk Island; and at section 2.3 of the Plan it states that “On Norfolk Island, which is a territory of the Commonwealth, Commonwealth waters extend to the high-water mark.”,*

Council requests a comprehensive report be prepared for the community and Council on how the Temperate East Commonwealth Marine Reserves Network Management Plan 2014-24 aligns with

the Territorial Waters Act 1926 (NI).

NOTED

8.2 LETTERS RECEIVED

The purpose of this report is to provide Council with copies of the letters receive from the Department of Infrastructure, Transport, Cities and Regional Development (DITCRD).

NOTED

8.3 COMMERCIAL SERVICES UPDATE

The purpose of this report is to provide an update on project activities in the Commercial Services section of Council.

NOTED

8.4 PLANNING AND ENVIRONMENTAL SERVICES UPDATE

The purpose of this report is to provide an update and progress on the activities taking place in the Planning and Environmental Services section of Council.

NOTED

8.5 INFRASTRUCTURE SERVICES UPDATE

The purpose of this report is to provide an update on current activities within the Infrastructure Services Branch of Council.

NOTED

8.6 TOURISM AND ECONOMIC DEVELOPMENT REPORT AUGUST 2019

The purpose of this report is for Team Leader Tourism and Economic Development to provide a monthly update of industry news to Council, the Tourism Advisory Committee and Community.

NOTED

9 REPORTS FROM COMMITTEES**9.1 MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON 20 AUGUST 2019****RESOLUTION 2019/171**

Moved: Cr John McCoy

Seconded: Cr David Porter

1. That the Minutes of the Audit Committee Meeting held on 20 August 2019 be received and noted.

CARRIED

UNANIMOUS

9.2 MINUTES OF THE ROCK FEED SOURCE ADVISORY COMMITTEE MEETING HELD ON 22 AUGUST 2019**RESOLUTION 2019/172**

Moved: Cr David Porter

Seconded: Cr John McCoy

1. That the Minutes of the Rock Feed Source Advisory Committee Meeting held on 22 August 2019 be received and noted.
2. Noting the Cascade/Young's Road project is the immediate priority, RFSAC requests Council fast-track all components required to enable a Significant Development application for Headstone Quarry to be submitted as soon as practicable.
3. In order to fulfil their role, the RFSAC requests Council provide a report on the status and plans for rehabilitation of 44a and the old quarry to the next RFSAC meeting on 22 October, 2019.

CARRIED

UNANIMOUS

9.3 MINUTES OF THE PUBLIC RESERVES ADVISORY COMMITTEE MEETING HELD ON 3 SEPTEMBER 2019**MOTION**

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

1. That the Minutes of the Public Reserves Advisory Committee Meeting held on 3 September 2019 be received and noted.
2. That in the interest of protecting biodiversity and micro flora and fauna, the Committee recommends to Council that Cockpit is not to be declared a sanctuary for feral chickens.

AMENDMENT

Moved: Cr Robin Adams

Seconded: Cr David Porter

That these words be added after the word 'chickens' – 'and the author of the proposal be advised accordingly by the Interim General Manager.'

CARRIED

UNANIMOUS**RESOLUTION 2019/173**

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

1. That the Minutes of the Public Reserves Advisory Committee Meeting held on 3 September 2019 be received and noted.
2. That in the interest of protecting biodiversity and micro flora and fauna, the Committee recommends to Council that Cockpit is not to be declared a sanctuary for feral chickens, and the author of the proposal be advised accordingly by the Interim General Manager.

CARRIED

UNANIMOUS

9.4 MINUTES OF THE NORFOLK ISLAND YOUTH COUNCIL MEETING HELD ON 3 SEPTEMBER 2019**RESOLUTION 2019/174**

Moved: Cr Robin Adams

Seconded: Cr Lisle Snell

1. That the Minutes of the Norfolk Island Youth Council Meeting held on 3 September 2019 be received and noted.
2. That the Norfolk Island Youth Council supports the advocacy work of the Norfolk Island Regional Council, for the mapping and development of a health and wellbeing services directory, be noted.

CARRIED

UNANIMOUS

9.5 MINUTES OF THE TOURISM ADVISORY COMMITTEE MEETING HELD ON 5 SEPTEMBER 2019**RESOLUTION 2019/175**

Moved: Cr Lisle Snell

Seconded: Cr David Porter

1. That the Minutes of the Tourism Advisory Committee Meeting held on 5 September 2019 be received and noted.
2. That the Tourism and Economic Development Report August 2019 be received and noted.
3. That the feedback from the visitor survey cards be distributed to the ATA and Chamber of Commerce.
4. That the November Tourism Industry Gathering be held at the same time as the Incubator Event IGNITE NI between 19-21 November 2019.

CARRIED

UNANIMOUS

10 REPORTS FROM GENERAL MANAGER**10.1 NORFOLK ISLAND JUNIOR YOUTH COUNCIL (JUUNYA KAUNSL) MEMBERSHIP**

The purpose of this report is to notify and engage with the applicants of the Norfolk Island Junior Youth Council (Juunya Kaunsl) and seek Youth Council support to establish a committee.

RESOLUTION 2019/176

Moved: Cr Lisle Snell

Seconded: Cr David Porter

That, Council seeks support from the Norfolk Island Youth Council to establish a committee to enable consultation with junior youth and engage with those who expressed interested in the Junior Youth Council.

CARRIED**UNANIMOUS****10.2 POLICY: COUNCIL SEAL POLICY 2.08**

The purpose of this report is for Council to consider the adoption of the revised Council Seal Policy.

RESOLUTION 2019/177

Moved: Cr David Porter

Seconded: Cr John McCoy

That Council adopts the reviewed Council Seal Policy 2.08.

CARRIED**UNANIMOUS**

11 REPORTS FROM EXECUTIVE MANAGER ORGANISATIONAL DEVELOPMENT**11.1 POLICY: OTHER REVIEWED POLICIES**

The purpose of this report is to make recommendations on a number of transitioned Norfolk Island Administration Policy and Guidelines (APGs).

RESOLUTION 2019/178

Moved: Cr John McCoy

Seconded: Cr David Porter

That Council makes the following Norfolk Island Administration Policy and Guidelines policies obsolete:

1. 2004/03 – Emergency Evacuation Procedures
2. 2004/05 – Personal Protective Equipment Policy
3. 2009/16 – Height Safety and Prevention of Falls Policy

CARRIED**UNANIMOUS****11.2 RISK MANAGEMENT CONFERENCE-STATEWIDE MUTUAL AUGUST 2019**

The purpose of this report is to advise Council of attendance at the annual Statewide Mutual Risk Management Conference held 29-30 August 2019.

Representatives from approximately 120 New South Wales Councils attended the Conference.

Presenters discussed the typical business threats, with the main theme of the Conference being the ability to recognise and deal with various threats to an Organisation; the secondary theme discussed the importance of embracing change.

A summary of the presentations has been attached, and all are available on request.

RESOLUTION 2019/179

Moved: Cr John McCoy

Seconded: Cr David Porter

That Council notes the information in this report regarding the Risk Management Conference - Statewide Mutual August 2019.

CARRIED**UNANIMOUS**

11.3 WORKFORCE MANAGEMENT PLAN 2016-2020 AND ORGANISATIONAL STRUCTURE

The purpose of this report is to highlight for the benefit of Council some amendments to the organisational structure which underpins the Workforce Management Plan 2016-2020. Five budgeted positions had not been identified in the organisation structure presented to the June 2019 Council Meeting and this report resolves that issue. These positions do not amend the Workforce Management Plan.

RESOLUTION 2019/180

Moved: Cr David Porter

Seconded: Cr Lisle Snell

1. That Council notes the key focus areas of the Workforce Management Plan for 2019/20 being Performance appraisals, the review of the Enterprise Agreement, and the set-up of the Staff Consultative Committee;
2. That Council adopts the revised workforce organisational structure which incorporates:
 - 3 General Apprentices – (Telecommunications, Electrical, Plumbing)
 - 1 x Plant Operator – Waste Management (Composting)
 - 1 x Part Time (.6) Admin Officer KAVHA (SDA funded).

CARRIED**UNANIMOUS****12 REPORTS FROM GROUP MANAGER CORPORATE / CHIEF FINANCIAL OFFICER****12.1 DRAFT FINANCIAL STATEMENTS: 2018-19**

The purpose of this report is to present to Council the draft annual Financial Statements 2018–19 and to subsequently refer the Statements for audit. In accordance with Section 416 of the Local Government Act 1993 (NSW)(NI) Council is required to pass a resolution to this effect.

RESOLUTION 2019/181

Moved: Cr Lisle Snell

Seconded: Cr David Porter

That Council;

1. Receives and notes the draft annual '2018–19 Financial Statements;
2. Delegates authority to the Interim General Manager to refer the Financial Statements 2018–19 to audit in accordance with Section 413 of the Local Government Act 1993 (NSW)(NI); and
3. Authorises the Mayor, Deputy Mayor, Interim General Manager, and Responsible Accounting Officer to sign the Council statements as per Section 413(2) (c) of the Local Government Act 1993 (NSW)(NI).

CARRIED**UNANIMOUS**

12.2 INVESTMENT REPORT - AUGUST 2019

The purpose of this report is for Council to note investments held as at 31 August 2019

RESOLUTION 2019/182

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council notes the:

1. Investment report for August 2019;
2. total deposits held at 31 August 2019 were \$20,944,730; and
3. interest accrued on investments for the month of August were \$23,085 and year to date \$53,204.

CARRIED

UNANIMOUS

12.3 BUSINESS TRANSACTION LEVY ADJUSTMENT

The purpose of this report is to seek Councils approval to alter a line of text in the Fees and Charges document in relation to the Business Transaction Levy (BTL) and, to approach the Commonwealth to amend the legislation to allow an adjustment to the fee.

RECOMMENDATION

That

1. Council allow the text "make BTL the same when a decision is made" (2019/20 Fees and Charges) to be removed.
2. Council approve staff to request a change to the fee which appears in the *Business Transactions (Levy Imposition) Act 2006* from 4% to, 2% for amounts up to \$250,000, 3% for amounts between \$251,000 and \$500,000 and, 4% on amounts greater than \$501,000.

LOST

FOR

Cr Lisle Snell
Cr David Porter

AGAINST

Cr Robin Adams + Casting Vote
Cr John McCoy

12.4 REQUEST FOR PROJECT FUNDING - DEFERRED NOTICE OF MOTION - PACIFIC PEACE 2020 NORFOLK ISLAND 75TH ANNIVERSARY OF THE END OF WORLD WAR II IN THE PACIFIC

The purpose of this report is for Council to consider the deferred Notice of Motion submitted by the Mayor at the August Ordinary Council Meeting regarding funding for project coordination for the event celebrating Pacific Peace 2020 Norfolk Island – 75th Anniversary of the end of World War II.

RESOLUTION 2019/183

Moved: Cr Robin Adams

Seconded: Cr David Porter

That Council

1. Agrees to fund, through the reduction of the budgeted surplus (\$56,125), the requested funding of \$26,000 for Project Coordination of the community event titled *Pacific Peace 2020 Norfolk Island – 75th Anniversary of the end of World War II*, administrated by the Norfolk Island RSL Sub-Branch. The funding is to be acquitted in line with the Community Grants Policy.

CARRIED

UNANIMOUS

12.5 COMMUNITY GRANTS PROGRAM 2019-2020

The purpose of this report is for Council to adopt the results of the assessment of the Community Grants Program for 2019-2020.

RESOLUTION 2019/184

Moved: Cr Lisle Snell

Seconded: Cr David Porter

(a) That the following Community Grant applications be funded:

Organisation	Details	Amount
Gutta Hide	Costs to legally patent new innovation.	\$3,000.00
GO Norfolk Island	2019 Christmas Pageant.	\$1,000.00
Norfolk Ito Kalcha Salan Inc.	Tapa workshop, Norfolk Song competition, PA system & Norfolk Language brochure	\$10,400.00
Lions Club of Norfolk Island	Phase 2 of restoration, repair and renewal of historic photograph Collection.	\$3,637.50
Royal Norfolk Island Agricultural and Horticultural Society	Essential community use Hall repairs and maintenance works.	\$9,478.00
EcoNorfolk Foundation Inc. Limited	Sewing machines and equipment to assist Boomerang bags.	\$2,665.00
Norfolk Island Men's Shed	Computer equipment to build skills and confidence in using online platforms.	\$3,000.00
Sarah Jane Rutledge	Professional conservation works to historic artefacts in private collection and open workshop for shared benefit.	\$2,307.90
Sarah Jane Rutledge	Materials to improve safety of pathway and handrail access, seats and signage.	\$3,491.35
Norfolk Island Pistol Association	Install water storage at clubhouse.	\$7,500.00
Youth Sports Fund Trust	Financial assistance for youth participation in sport.	\$5,000.00
Norfolk Island RSL Sub-Branch Museum	Facebook and Google advertising of Peace 2020 events.	\$8,491.00
Care Norfolk Inc.	Screening of Matinee movies for senior citizens to access free of charge.	\$2,340.00
Anniversary Bounty Day Committee	2019 Anniversary Day activities.	\$1,679.00
TOTAL		\$63,989.75

(b) The remaining balance of \$2,010.25 be added to the 2019-2020 Tertiary Education Bursary Program stream of \$13,000 to revise available funding to \$15,010.25

CARRIED

UNANIMOUS

12.6 POLICY: INFORMATION TECHNOLOGY POLICY

The purpose of this report is to present the reviewed Information Technology (IT) Policy for adoption by Council.

RESOLUTION 2019/185

Moved: Cr David Porter

Seconded: Cr John McCoy

That Council adopts the 3.08 Information Technology Policy.

CARRIED

UNANIMOUS

13 REPORTS FROM GROUP MANAGER SERVICES**13.1 POLICY: EXPENDITURE AUTHORITY IN EMERGENCIES**

The purpose of this report is for Council to adopt the policy titled *Expenditure Authority in Emergencies*.

RESOLUTION 2019/186

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council adopts the policy titled '*Expenditure Authority in Emergencies*' provided in the Attachment.

CARRIED

UNANIMOUS

13.2 DEVELOPMENT APPLICATION 14/2019

Under Section 44 of the *Planning Act 2002 (NI)* (the Act) development applications for 'permissible (with consent) use or development' are to be referred to the Council together with a copy of any submissions and a report and recommendation on the application. After the application and recommendation has been referred to Council, Council makes a recommendation on the application and refers that recommendation to the Minister.

Accordingly, application DA 14/2019 is referred to Council for consideration and a recommendation under section 44 of the *Planning Act 2002 (NI)*:

DA 14.2019

- Applicant: T Grube on behalf of Norfolk Island RSL Sub Branch
- Subject Land: Portion 39m, 105 Taylors Road
- Proposed Use or Development: *Signage – Animated Flashing or Scintillating Sign*

It is recommended that Council recommends to the Minister's delegate that the development application is approved subject to conditions in the Notice of Decision.

The Application and Assessment Report have been viewed by the Councillors and the Application is available for viewing by the public at the Planning Office. The Assessment Report may be viewed by the public after a decision is made (section 48 c) under the *Planning Act 2002 (NI)*.

RESOLUTION 2019/187

Moved: Cr Lisle Snell

Seconded: Cr David Porter

That

1. That The Norfolk Island Regional Council, pursuant to section 44(2) of the *Planning Act 2002 (NI)*, makes a recommendation to approve DA 14/2019 in accordance with the statutory requirements of that Act and in accordance with the recommended Notice of Decision; and
2. The Norfolk Island Regional Council, pursuant to section 44(4) of the *Planning Act 2002 (NI)*, refers DA 14/2019 to the Minister's delegate with Council's recommendations on the application.

CARRIED

FOR

Cr Robin Adams

Cr Lisle Snell

Cr David Porter

AGAINST

Cr John McCoy

13.3 DEVELOPMENT AND BUILDING APPLICATION 16/2019

Under Section 44 of the *Planning Act 2002 (NI)* (the Act) development applications for ‘permissible (with consent) use or development’ are to be referred to the Council together with a copy of any submissions and a report and recommendation on the application. After the application and recommendation has been referred to Council, Council makes a recommendation on the application and refers that recommendation to the Minister.

Accordingly, application DA.BA 16/2019 is referred to Council for consideration and a recommendation under section 44 of the *Planning Act 2002 (NI)*:

DA.BA 16/2019

- Applicant: K Evans
- Subject Land: Portion 110a1, 352 Anson Bay Road
- Proposed Use or Development: *Residence – Dual Occupancy: Construct one additional dwelling*

It is recommended that Council recommends to the Minister’s delegate that the development application is approved subject to conditions in the Notice of Decision.

The Application and Assessment Report have been viewed by the Councillors and the Application is available for viewing by the public at the Planning Office. The Assessment Report may be viewed by the public after a decision is made (section 48 c) under the *Planning Act 2002 (NI)*.

RESOLUTION 2019/188

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That

1. The Norfolk Island Regional Council, pursuant to section 44(2) of the *Planning Act 2002 (NI)*, makes a recommendation to approve DA.BA 16/2019 in accordance with the statutory requirements of that Act and in accordance with the recommended Notice of Decision; and
2. The Norfolk Island Regional Council, pursuant to section 44(4) of the *Planning Act 2002 (NI)*, refers DA.BA 16/2019 to the Minister’s delegate with Council’s recommendations on the application.

CARRIED

FOR

Cr Robin Adams

Cr Lisle Snell

Cr David Porter

AGAINST

Cr John McCoy

At 4:40 pm, Cr John McCoy left the meeting.

13.1 NORFOLK ISLAND WASTEWATER STRATEGY

The purpose of this report is for Council to endorse the Draft Report “Norfolk Island Wastewater – Options Study” of 9 September 2019 to allow it to be made public. NSW Public Advisory, along with the Balmoral Group, are planning public meetings on 23 September 2019 to seek the community’s input to determine the preferred option.

MOTION

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council endorses the “Norfolk Island Wastewater – Options Study” to be placed on Council’s website.

AMENDMENT

Moved: Cr Robin Adams

Seconded: Cr David Porter

That these words be added after the word ‘website’ – ‘and in accordance with the Council’s Community Engagement Strategy a public meeting be held on 23 September, time to be advised, to provide an opportunity for community discussion with the Balmoral Group and NSW Public Advisory on the draft options paper.’

CARRIED

UNANIMOUS**RESOLUTION 2019/189**

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council endorses the “Norfolk Island Wastewater – Options Study” to be placed on Council’s website and in accordance with the Council’s Community Engagement Strategy a public meeting be held on 23 September, time to be advised, to provide an opportunity for community discussion with the Balmoral Group and NSW Public Advisory on the draft options paper.

CARRIED

UNANIMOUS

14 NOTICES OF MOTION

Note: due to Councillor McCoy still being absent from the meeting, item 14.2 was discussed and voted on prior to item 14.1.

14.2 NOTICE OF MOTION - CLOSURE OF WESTPAC BANK ON NORFOLK ISLAND

I, Councillor David Porter, give notice that at the next Ordinary Meeting of Council be held on 18 September 2019, I intend to move the following motion:-

RESOLUTION 2019/190

Moved: Cr David Porter

Seconded: Cr Lisle Snell

It is with regret that we are informed that the Westpac bank branch on Norfolk Island is about to close.

I would like Councillors to join with me in thanking Westpac for their many years of service to our community and support for our businesses, contribution to the economy and employment.

Further I would like to place on record our desire for Westpac to re-establish a branch here on Norfolk when it becomes viable to do so and a formal letter to be sent by the Mayor to Westpac Bank reflecting the views of this motion.

CARRIED

UNANIMOUS

At 4:44 pm, Cr John McCoy returned to the meeting.

14.1 NOTICE OF MOTION - LAND RATES

I, Councillor John McCoy, give notice that at the next Ordinary Meeting of Council be held on 18 September 2019, I intend to move the following motion:-

MOTION

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That –

1. The Mayor and General Manager facilitate as soon as possible a Public meeting to encourage presentation and discussion on the impact of Land Rates on Norfolk Island land holders, and
2. The General Manager prepare and present at the Ordinary Meeting of Council on 16 October 2019 a Land Rates report, setting out;
 - a) The number of rateable properties on Norfolk Island
 - b) Percentage of levied rates collected for the rating periods of 2016-2017, 2017-2018 and 2018-2019
 - c) The number of rateable properties with outstanding/overdue rates and
 - d) The rates deficit for the financial years 2016-2017, 2017-2018 and 2018-2019

AMENDMENT

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That these words be added to the end of point 2 – ‘ e) The number of non-rateable/exempt properties on Norfolk Island’

CARRIED

UNANIMOUS

RESOLUTION 2019/191

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That –

1. The Mayor and General Manager facilitate as soon as possible a Public meeting to encourage presentation and discussion on the impact of Land Rates on Norfolk Island land holders, and
2. The General Manager prepare and present at the Ordinary Meeting of Council on 16 October 2019 a Land Rates report, setting out;
 - a) The number of rateable properties on Norfolk Island
 - b) Percentage of levied rates collected for the rating periods of 2016-2017, 2017-2018 and 2018-2019
 - c) The number of rateable properties with outstanding/overdue rates and
 - d) The rates deficit for the financial years 2016-2017, 2017-2018 and 2018-2019
 - e) The number of non-rateable/exempt properties on Norfolk Island

CARRIED

UNANIMOUS

15 URGENT BUSINESS WITHOUT NOTICE

Nil

16 CONFIDENTIAL MATTERS FOR CONSIDERATION**RESOLUTION 2019/192**

Moved: Cr David Porter

Seconded: Cr John McCoy

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

16.1 Application for Abandonment of Rates

This matter is considered to be confidential under Section 10A(2) - a and b of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors) and discussion in relation to the personal hardship of a resident or ratepayer.

16.2 Application for Abandonment of Rates No.2

This matter is considered to be confidential under Section 10A(2) - a and b of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors) and discussion in relation to the personal hardship of a resident or ratepayer.

16.3 Future Proofing Telecommunications on Norfolk Island

This matter is considered to be confidential under Section 10A(2) - c, di and dii of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

16.4 Acting Group Manager Services

This matter is considered to be confidential under Section 10A(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

16.5 Tender Evaluation Norfolk Island Airport Master Plan

This matter is considered to be confidential under Section 10A(2) - c and di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

The meeting was closed to the public at 4:55pm with members of the Gallery vacating the Chamber and Broadcasting being suspended.

CARRIED

RESOLUTION 2019/193

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council moves out of Closed Session at 5:40pm and resumed the Ordinary Council meeting. The Gallery was opened to the public with Broadcasting continuing.

CARRIED

Councillor McCoy left the meeting at 5:16pm and was only present to vote for item 16.3.

16.1 APPLICATION FOR ABANDONMENT OF RATES

Review of an application received for financial hardship and abandonment of rates under section 582 of the *Local Government Act 1993* (NSW)(NI).

RESOLUTION 2019/194

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That:

1. Council approves this application for rates abandonment.
2. Council waives the outstanding levy and interest amount of \$354.21 and any additional interest which may have accrued since the publishing of this report.

CARRIED

UNANIMOUS

16.2 APPLICATION FOR ABANDONMENT OF RATES NO.2

Review of an application received for financial hardship and abandonment of rates under section 582 of the *Local Government Act 1993* (NSW)(NI).

RESOLUTION 2019/195

Moved: Cr Lisle Snell

Seconded: Cr David Porter

That

1. Council approves this application for rates abandonment.
2. Council waives the outstanding levy and interest amount of \$687.82 and any additional interest which may have accrued since the publishing of this report.

CARRIED

UNANIMOUS

16.3 FUTURE PROOFING TELECOMMUNICATIONS ON NORFOLK ISLAND

The purpose of this report is for Council to consider four (4) options arising from negotiations with Speedcast International Limited (Prime Contractor) and Blue Arcus Technologies Inc. (Partner), the preferred vendor after the recent RFT exercise, to install a new 4G LTE Mobile System and upgrade the existing Fixed Network.

RESOLUTION 2019/196

Moved: Cr David Porter

Seconded: Cr John McCoy

That Council approves the funding of \$563,000 for the Future Proofing Telecommunications on Norfolk Island Project by way of an interest free loan from the general fund to the Telecom business unit, to be repaid within 10 years, which is in addition to the \$1,150,000 capital commitment made as per Council Resolution (2018/170).

CARRIED

UNANIMOUS

16.4 ACTING GROUP MANAGER SERVICES

The purpose of this report is for the Interim General Manager to consult with Councillors as to the appointment of an Acting Group Manager Services, which is a senior position under the Local Government Act 1993 (NSW) (NI), until 20 December 2019.

RESOLUTION 2019/197

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council notes that it has been consulted, as required under the *Local Government Act 1993* (NSW) (NI), for the appointment by the Interim General Manager of the Acting Group Manager Services, Ms Joy Walker for the period 30 September up to 20 December 2019 at a salary to be negotiated.

CARRIED

UNANIMOUS

16.5 TENDER EVALUATION NORFOLK ISLAND AIRPORT MASTER PLAN

The purpose of this report is for Council to approve the successful tender for the development of the Norfolk Island Air Masterplan.

RESOLUTION 2019/198

Moved: Cr David Porter

Seconded: Cr Lisle Snell

That Council approves:

Leading Edge Aviation Planning Professionals Pty Ltd be awarded the contract for the development of a Norfolk Island Airport Master Plan, at a tendered price of \$186,512, subject to the funding agreement being executed by the Department of Industry, Innovation and Science.

CARRIED

UNANIMOUS

17 QUESTIONS FOR THE NEXT MEETING

Nil

The next Ordinary Meeting of Council will take place on Wednesday 18 September 2019 held at the Norfolk Island Regional Council Chambers commencing at 2:00pm.

There being no further business the Mayor declared the meeting closed at 5:45pm.

I hereby certify that the foregoing is a true record of the Minutes of the Proceedings of the Ordinary Meeting of Council held on Wednesday 18 September 2019.

Submitted to the Ordinary Meeting of Council held on Wednesday 16 October 2019.

Mayor Robin Adams

Date