



MINUTES

Ordinary Council Meeting 20 February 2019

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f daa Ordeneri Kaunsl Miiten
orn 20 Febri 2019*

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019**

**MINUTES OF NORFOLK ISLAND REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE NORFOLK ISLAND REGIONAL COUNCIL CHAMBERS
ON WEDNESDAY, 20 FEBRUARY 2019 AT 2:00PM**

PRESENT: Cr Robin Adams (Mayor), Cr Rod Buffett (Councillor), Cr John McCoy (Deputy Mayor), Cr Lisle Snell (Councillor)

IN ATTENDANCE: Lotta Jackson (General Manager), Bruce Taylor (Group Manager Services), Joy Walker (Executive Manager Governance and Human Resources), Phillip Wilson (Group Manager Corporate / CFO) Susan Prior (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 2019/4**

Moved: Cr Rod Buffett

Seconded: Cr Lisle Snell

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

CARRIED**CONDOLENCES**

Cr Adams recorded the passing of:

- Mary Elizabeth Horrocks
- Helen Payne

As a mark of respect to the memory of the deceased all Councillors stood in silence.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****4 DISCLOSURE OF INTEREST**

Officer	Agenda Item	Type	Nature of Interest
Mayor Robin Adams	10.4 Water scarcity	Non-pecuniary Interest	Owens four roadside cattle.

5 PUBLIC ACCESS

Name	Agenda Item	Topic
Ms Margaret Christian	13.4 Wild Mob re Proposed Nature Centre	Mrs Christian discussed the benefits of having a nature centre on-island, run by Wild Mob
Ms Cherie Nobbs	16.1 Tender Evaluation Airport Pavement Repair and Resurfacing Project	Mrs Nobbs presented a discussion on the risks associated with importing rock to the island for this project

RESOLUTION 2019/5

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That the 'Stop Imported Rock into Norfolk Island' be accepted and noted.

CARRIED**6 CONFIRMATION OF MINUTES****5.1 MINUTES OF THE COUNCIL MEETING HELD ON 19 DECEMBER 2018****RESOLUTION 2019/6**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

1. That the Minutes of the Council Meeting held on 19 December 2018 be received and confirmed.

CARRIED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****5.2 MINUTES OF THE EXTRAORDINARY COUNCIL MEETING HELD ON 1 FEBRUARY 2019****RESOLUTION 2019/7**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That the Minutes of the Extraordinary Council Meeting held on 1 February 2019 be received and confirmed.

CARRIED**7 MAYORAL MINUTE**

Nil

8 STATUS REPORTS**8.1 RECRUITMENT REVIEW UPDATE JULY TO DECEMBER 2018**

The purpose of this report is to advise Council on the recruitment undertaken during the period July to December 2018.

NOTED**8.2 ENERGY POLICY AND TECHNICAL DESIGN FOR POWER GENERATION ON NORFOLK ISLAND**

The purpose of this report is to provide an update of the progress on the development of Energy Policy and Technical design solutions for power generation on Norfolk Island.

NOTED**8.3 PROGRESS OF THE 'FUTURE PROOFING OF TELECOMMUNICATIONS IN NORFOLK ISLAND' PROJECT**

The purpose of this report is to provide an update on the progress of the 'Future Proofing of Telecommunications in Norfolk Island' Project.

NOTED**8.4 FIRE SERVICES ACTIVITIES OCTOBER - DECEMBER 2018**

The purpose of this report is to provide an update on Fire Service activities undertaken in the period October–December 2018.

NOTED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****8.5 RIGHTS FOR PASTURAGE 2019-20**

The purpose of this report is to advise Council on the issuing of pasturage rights for 2019–20.

The allocation of pasturage rights (cattle tags) for the 12 months, commencing 1 April 2019, was completed as required under the *Depasturing Cattle Policy* and the *Cattle Pasturage Rights (TAG) Allocation and Related Matters Procedure* (the Procedure).

NOTED**8.6 WASTE AND ENVIRONMENT****Waste Operations**

Council held an open day at the Waste Management Centre on the 30 January 2019 for all ATA and Chamber of Commerce members. The purpose of this open day was to show the commercial sector what actions are being taken to cease ocean outfall of Norfolk Island's waste.

NOTED**9 REPORTS FROM COMMITTEES****9.1 MINUTES OF THE PUBLIC RESERVES ADVISORY COMMITTEE MEETING HELD ON 5 FEBRUARY 2019****RESOLUTION 2019/8**

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That the Minutes of the Public Reserves Advisory Committee Meeting held on 5 February 2019 be received and noted.

CARRIED**9.2 MINUTES OF THE TOURISM ADVISORY COMMITTEE MEETING HELD ON 7 FEBRUARY 2019****RESOLUTION 2019/9**

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

1. That the Minutes of the Tourism Advisory Committee Meeting held on 7 February 2019 be received and noted.
2. That the Tourism Report November 2018 be noted.
3. That the Tourism Report December 2018 and January 2019 be noted.

CARRIED

ORDINARY COUNCIL MEETING MINUTES

20 FEBRUARY 2019

10 REPORTS FROM GENERAL MANAGER**10.1 COUNCIL RESOLUTIONS REVIEW JULY 2018 TO DECEMBER 2018**

The purpose of this report is to inform Council and the community of the progress of the tasks adopted by resolution of Council, during the period July 2018 to December 2018.

RESOLUTION 2019/10

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That Council notes the progress of tasks from resolutions adopted by Council for the period the July 2018 to December 2018.

CARRIED**10.2 OPERATIONAL PLAN 2018-19: QUARTERLY REVIEW OCTOBER TO DECEMBER**

The purpose of this report is for Council to note the progress in the Operational Plan 2018–2019 for the period October to December 2018.

RESOLUTION 2019/11

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That Council notes the progress of activities in the Operational Plan 2018–2019 for the second quarter, October to December 2018.

CARRIED**10.3 REPORT ON THE REVISED MODEL CODE OF CONDUCT**

The purpose of this report is for Council to adopt the Norfolk Island Regional Council Model Code of Conduct 2019, as updated by the Office of Local Government (NSW) in line with the amendments made to the *Local Government Act 1993 (NSW) (NI)* in August 2016 and the associated Procedures for the Administration of the Model Code of Conduct, which were prescribed on 14 December 2018.

RECOMMENDATION

Moved: Cr Rod Buffett

Seconded: Cr Lisle Snell

That Council adopts the Norfolk Island Regional Council Model Code of Conduct 2019 and the associated Procedures for the Administration of the Model Code of Conduct for Local Councils, which were prescribed on 14 December 2018.

Against: Crs Robin Adams, Rod Buffett, John McCoy and Lisle Snell

LOST

Mayor, Cr Robin Adams left the meeting due to declared interest, at 3:24pm.

Deputy Mayor, Cr John McCoy assumed the Chair and proceeded with the meeting.

10.4 WATER SCARCITY

The purpose of this report is for Council to consider correspondence from the Emergency Management Committee (EMNI) in regards to establishing a water scarcity index, and to address water shortages in the short term.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****MOTION**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That

1. Council, as requested by EMNIC, endeavour to source population data through a mail out (PO boxes) to all landowners seeking information on a) the number of people in the household; b) their water storage; c) their current water levels; d) estimated how long their water storage will last if there is no rain; e) do they have livestock or gardens, if so number and size;
2. That the same data be endeavoured to be sourced from accommodation places, cafés, restaurants and other business owners;
3. Council writes to all registered bore owners to ascertain a) is the bore still working b) what is the estimated flow rate c) are there signs of salinity in the water d) how often do they use the bore and for what purpose;
4. Council encourages EMNIC to source the data from registered water carters as per their letter.
5. Council resolves to continue to restrict water at the two (2) Council controlled supplies (Headstone and KAVHA) for the use of livestock, and for commercial growers only until further notice.

AMENDMENT

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That item 1 be amended to read:

1. Council, as requested by EMNIC, endeavour to source population data through a mail out (PO boxes) to all landowners seeking information on a) the number of people in the household; b) their water storage; c) their current water levels; d) estimated how long their water storage will last if there is no rain; e) the water catchment capacity of buildings on the property; f) do they have livestock or gardens, if so number and size;

LOST**RESOLUTION 2019/12**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That

1. Council, as requested by EMNIC, endeavour to source population data through a mail out (PO boxes) to all landowners seeking information on a) the number of people in the household; b) their water storage; c) their current water levels; d) estimated how long their water storage will last if there is no rain; e) do they have livestock or gardens, if so number and size;
2. That the same data be endeavoured to be sourced from accommodation places, cafés, restaurants and other business owners;

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019**

3. Council writes to all registered bore owners to ascertain a) is the bore still working b) what is the estimated flow rate c) are there signs of salinity in the water d) how often do they use the bore and for what purpose;
4. Council encourages EMNIC to source the data from registered water carters as per their letter.
5. Council resolves to continue to restrict water at the two (2) Council controlled supplies (Headstone and KAVHA) for the use of livestock, and for commercial growers only until further notice.

CARRIED

Mayor, Cr Robin Adams returned to the meeting at 3:38pm and assumed the Chair.

Time 3:39pm**RESOLUTION 2019/13**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That the meeting be adjourned until 4.45pm to allow Councillors to attend a funeral.

CARRIED

Meeting recommenced at 4:50pm.

11 REPORTS FROM EXECUTIVE MANAGER GOVERNANCE AND HUMAN RESOURCES**11.1 NORFOLK ISLAND PUBLIC LIBRARY GRANT AND CAPITAL BUDGET**

This report provides an update of a successful grant received by Council to upgrade IT equipment and software at the Norfolk Island Library and requests approval to spend remaining capital funds on a modest modernising and maximising project at the Library.

RESOLUTION 2019/14

Moved: Cr Rod Buffett

Seconded: Cr John McCoy

That

1. The General Manager writes to Ms Gai Brodtmann MP thanking her for the Stronger Communities Grant of \$9,590.00 for the Library's IT and software upgrade.
2. Council approves for the remainder of the capital funds in the current 2018–19 capital budget, being \$10,410.00, to be used for a modest refurbishment of the Library.

CARRIED

Cr Lisle Snell declares a non-pecuniary interest in the next item and leaves the Chamber at 5:01pm.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****11.2 CERTIFIED FIRE SAFETY TRAINING FEES**

The purpose of this report is to present the outcome of Council's call for public submissions relating to the proposed introduction of fees to be charged by Norfolk Island Fire Service (NIFS) and for Council to adopt the recommended fees.

There were nil submissions received by Norfolk Island Regional Council during the public exhibition period.

RESOLUTION 2019/15

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

1. That Council adopts the below fees:
 - (a) Fire Warden and Extinguisher Training (4 hours) – \$365 per participant
 - (b) Fire Extinguisher Training only (2 hours) – \$197 per participant.

And, that:

2. The Operational Plan 2018–2019 be updated accordingly to include the new fees and remove the fee for the now obsolete 'Fire Safety Theoretical and Practical Training'.

CARRIED

Cr Lisle Snell returned to the meeting at 5:06pm.

12 REPORTS FROM GROUP MANAGER CORPORATE / CHIEF FINANCIAL OFFICER**12.1 INVESTMENT REPORT - DECEMBER 2018**

The purpose of this report is for Council to note investments held as at 31 December 2018.

RESOLUTION 2019/16

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

That Council notes the:

1. Investment report for December 2018;
2. Total deposits held at 31 December 2018 was 16,392,883; and
3. Interest accrued on investments was \$30,020 for the month of December and \$191,832 year to date.

CARRIED

12.2 INVESTMENT REPORT - JANUARY 2019

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

RESOLUTION 2019/17

Moved: Cr Rod Buffett

Seconded: Cr Lisle Snell

That Council notes the:

1. Investment report for January 2019;
2. Total deposits held at 31 January 2019 was \$16,596,057; and
3. Interest accrued on investments was \$30,688 for the month of January and \$224,520 year to date.

CARRIED

12.3 QUARTERLY FINANCIAL REVIEW REPORT AS AT 31 DECEMBER 2018

The purpose of this report is to present to Council the Quarterly Financial Review Report as at 31 December 2018, which outlines the financial performance of Council's operations and capital expenditure against budget with recommended variations.

RESOLUTION 2019/18

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That

1. Council notes and adopts the 2018–19 Budget Review Statements for the second quarter ending 31 December 2018, consisting of the seven reports, detailing the income and expenditure.
2. Council notes the financial result was \$1,004,744 surplus at 31 December 2018, consisting of:
 - a) \$208,601 surplus for NIRC
 - b) \$796,143 surplus for SDA.
3. Council notes the capital expenditure was \$3,178,000 for the six-month period from 1 July 2018 to 31 December, which was 36 per cent of the annual Q1 revised budget of \$8,944,000.
4. Council notes the variations to the budget as outlined in Quarterly Budget Review Statement with an upgrade to the Projected Year End Result at 30 June 2019 from \$15,000 surplus to \$35,000 surplus.

CARRIED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****12.4 POLICY - INVESTMENT POLICY**

The purpose of this report is for Council to adopt the revised Investment Policy.

RESOLUTION 2019/19

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That Council adopts the revised 3.04 Investment Policy as attached.

CARRIED**12.5 POLICY - HARDSHIP POLICY**

The purpose of this report is for Council to adopt the revised Hardship Policy 3.02.

RESOLUTION 2019/20

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That Council adopts the revised Hardship Policy 3.02.

CARRIED**13 REPORTS FROM GROUP MANAGER SERVICES****13.1 COUNCIL ELECTION 2020**

To seek approval from Council to enter into a contractual agreement with a third-party provider to administer the 2020 Council election.

RESOLUTION 2019/21

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That the Norfolk Island Regional Council (the Council) resolves:

Pursuant to s.296AA(2) and (3) of the *Local Government Act 1993* (NSW) (NI) (the Act) that an election arrangement be entered into by contract for the Australian Election Company to administer the September 2020 election of the Council.

In Favour: Crs Robin Adams, Rod Buffett and John McCoy

Against: Cr Lisle Snell

CARRIED

13.2 SIGNIFICANT DEVELOPMENT APPLICATION - EXTRACTIVE INDUSTRY

The purpose of this report is for Council to re-consider an Application for Declaration in relation to Significant Development for the proposed rock extraction at the Youngs Road site. The Report is prepared under Section 28C of the *Planning Act 2002* (NI), which requires the General Manager to refer an application for a declaration in relation to a significant development to the Council, together with a report and recommendation from the General Manager. The reason for the re-consideration is that Council has now received the permission from the Commonwealth to submit the Application, which partly applies to land owned by the Commonwealth, and therefore a request has been made to make a new application.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****MOTION**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That:

1. Norfolk Island Regional Council agrees with the General Manager's conclusions that the Youngs Road Rock Extraction Proposal is:
 - i) eligible for declaration as significant development; and
 - ii) based on the matters required to be considered under section 28D(2)(a)-(e) of the *Planning Act 2002* (NI), warrants declaration as significant development.
2. Pursuant to section 28C(2) of the *Planning Act 2002* (NI), the Norfolk Island Regional Council recommends that the Youngs Road Rock Extraction Proposal be declared significant development.
3. Pursuant to section 28C(4) of the *Planning Act 2002* (NI) the Norfolk Island Regional Council refers the application and its recommendation to the Commonwealth Minister with the General Manager's Report and any other relevant material.

AMENDMENT

Moved: Cr Robin Adams

Seconded: Cr Lisle Snell

That item 1 be amended to read: Norfolk Island Regional Council agrees with the General Manager's conclusions that the Youngs Road Rock Extraction Proposal, including a small area of Cascade Reserve, is:

- i) eligible for declaration as significant development; and
- ii) based on the matters required to be considered under section 28D(2)(a)-(e) of the *Planning Act 2002* (NI), warrants declaration as significant development.

That item 2 be amended to read: Pursuant to section 28C(2) of the *Planning Act 2002* (NI), the Norfolk Island Regional Council recommends that the Youngs Road Rock Extraction Proposal, including a small area of Cascade Reserve, be declared significant development.

CARRIED**RESOLUTION 2019/22**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That:

1. Norfolk Island Regional Council agrees with the General Manager's conclusions that the Youngs Road Rock Extraction Proposal, including a small area of Cascade Reserve, is:
 - i) eligible for declaration as significant development; and
 - ii) based on the matters required to be considered under section 28D(2)(a)-(e) of the *Planning Act 2002* (NI), warrants declaration as significant development.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019**

2. Pursuant to section 28C(2) of the *Planning Act 2002* (NI), the Norfolk Island Regional Council recommends that the Youngs Road Rock Extraction Proposal, including a small area of Cascade Reserve, be declared significant development.
3. Pursuant to section 28C(4) of the *Planning Act 2002* (NI) the Norfolk Island Regional Council refers the application and its recommendation to the Commonwealth Minister with the General Manager's Report and any other relevant material.

CARRIED**13.3 INITIATION OF THE REVIEW OF THE NORFOLK ISLAND PLAN 2002**

The purpose of this report is for Council to approve a request to the Minister to formally initiate the periodic review of the Norfolk Island Plan, to be conducted generally in accordance with the manner described in the attachment to this report, in the 'Proposed Manner For The Conduct Of The Norfolk Island Plan Review'.

RESOLUTION 2019/23

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That the Council requests the Minister to take the following actions:

1. Pursuant to Section 17(3) of the *Planning Act 2002* (NI), the Minister initiates the periodic review of the Norfolk Island Plan 2002 by inviting public comment on the effectiveness of the Plan in promoting the objects of the Act, through a notice of the review to be published in the Gazette; and
2. Pursuant to Section 17(4) of the *Planning Act 2002* (NI), the Minister determines that the periodic review of the Norfolk Island Plan 2002 be conducted generally in accordance with the manner described in the attachment to this Report, in the 'Proposed manner for the conduct of the Norfolk Island Plan Review'.

CARRIED**13.4 COUNCIL'S COMMENTS TO WILD MOB RE PROPOSED NATURE CENTRE**

Wild Mob is seeking comment from Council regarding an 'in-principle' proposal to develop a nature centre on Norfolk Island.

Council can see that there could be a number of positive outcomes from such a development and wish to enter into more detailed discussions with Wild Mob.

RESOLUTION 2019/24

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That Council staff continues to discuss the development of a Nature Centre with Wild Mob on Norfolk Island, and in particular:

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019**

1. determine the level of input, both initial and ongoing, that Wild Mob is seeking from Council;
2. ascertain which resources Council could provide to assist with the development; and
3. report back to Council for any approval and/or resources that may be required.

CARRIED**14 NOTICES OF MOTION****14.1 NOTICE OF MOTION - MODERNISING THE SEWERAGE TREATMENT PLANT AND SEWER NETWORK**

I, Councillor Adams, hereby give notice I intend to move the following motion at the Ordinary Council meeting to be held on 20 February 2019 Council:

RESOLUTION 2019/25

Moved: Cr Robin Adams

Seconded: Cr Rod Buffett

That Council requests the Mayor and the General Manager to write to Assistant Minister Ley as a matter of urgency –

- a) advising that Council is developing a business case for commissioning and constructing a new waste water system with options for beneficial reuse;
- b) requesting a commitment from the Commonwealth to agree to fund, as a matter of urgency, a 10-year interest free loan or grant for this project; and

noting that Parks Australia have indicated that the current disposal of poorly treated effluent into the ocean off Norfolk Island is not consistent with the plans of management for a Marine Park

- c) asks the Commonwealth to partner in meeting the requirement contained in the *Temperate East Commonwealth Marine Reserves Network Management Plan* that came into effect in 2018, which meant that the waters surrounding Norfolk Island became a Commonwealth Marine Park managed by Parks Australia.

In Favour: Crs Robin Adams, Rod Buffett and Lisle Snell

Against: Cr John McCoy

CARRIED**15 URGENT BUSINESS WITHOUT NOTICE**

Nil

ORDINARY COUNCIL MEETING MINUTES

20 FEBRUARY 2019

16 CONFIDENTIAL MATTERS FOR CONSIDERATION

RESOLUTION 2019/26

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

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 Tender Evaluation Airport Pavement Repair and Resurfacing Project

This matter is considered to be confidential under Section 10A(2) - di, dii and diii 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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, information that would, if disclosed, confer a commercial advantage on a competitor of the council and information that would, if disclosed, reveal a trade secret.

16.2 Tender Evaluation Airport Project Management

This matter is considered to be confidential under Section 10A(2) - di, dii and diii 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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, information that would, if disclosed, confer a commercial advantage on a competitor of the council and information that would, if disclosed, reveal a trade secret.

16.3 Tender Evaluation for the Car Baler

This matter is considered to be confidential under Section 10A(2) - 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 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 Acquisition of Land - Water Assurance Scheme

This matter is considered to be confidential under Section 10A(2) - c 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.

CARRIED**RESOLUTION 2019/27**

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That Council moves out of Closed Council into Open Council.

CARRIED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****RESOLUTION 2019/28**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That the meeting be adjourned until Friday 22 February 2019 at 9:00am.

CARRIED

Meeting adjourned on Wednesday 20 February 2019 at 8:59pm.

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Meeting reopened on Friday 22 February at 9:04am.

RESOLUTION 2019/28.1

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That the meeting moves into Confidential at 9:06am.

CARRIED**16.1 TENDER EVALUATION AIRPORT PAVEMENT REPAIR AND RESURFACING PROJECT**

The purpose of this report is for Council to approve the successful tender for the Airport Pavement and Repair Resurfacing Project.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****MOTION**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That

1. Council, the Elected Members, supports the Airport Pavement Repair and Reconstruction Design and Construct (D&C) Project;
2. Council approves Boral Resources (QLD) Pty Ltd to be awarded contract SPT171819NIRC as the Single Source supplier to Norfolk Island Regional Council for the Airport Pavement Repair and Reconstruction D&C Project;
3. Council contributes any shortfall of funding for the project, over and above the funding provided by the Commonwealth of Australia, by way of a loan from the Norfolk Island International Airport Government Business Enterprise.

AMENDMENT

Moved: Cr Rod Buffett

Seconded: Cr John McCoy

That the wording to No 2 be amended to read as follows:

2. Council accepts Boral Resources (QLD) Pty Ltd to be awarded contract SPT171819NIRC as the Single Source supplier to Norfolk Island Regional Council for the Airport Pavement Repair and Reconstruction D&C Project on condition:
 - a) That the option to use local rock is fully explored by Boral;
 - b) That Council seeks Ministerial approval to expedite extractive industries at the existing Cascade Reserve and Youngs Road quarry site;
 - c) If that expedited Ministerial approval cannot be obtained by 31 March 2019 then the recommended tender will proceed;
 - d) That the scope of work be negotiated to minimise any grant-funding shortfall.

CARRIED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****RESOLUTION 2019/29**

Moved: Cr Lisle Snell

Seconded: Cr Rod Buffett

That

1. Council, the Elected Members, supports the Airport Pavement Repair and Reconstruction Design and Construct (D&C) Project;
2. Council accepts Boral Resources (QLD) Pty Ltd to be awarded contract SPT171819NIRC as the Single Source supplier to Norfolk Island Regional Council for the Airport Pavement Repair and Reconstruction D&C Project on condition:
 - a) That the option to use local rock is fully explored by Boral;
 - b) That Council seeks Ministerial approval to expedite extractive industries at the existing Cascade Reserve and Youngs Road quarry site;
 - c) If that expedited Ministerial approval cannot be obtained by 31 March 2019 then the recommended tender will proceed;
 - d) That the scope of work be negotiated to minimise any grant-funding shortfall.
3. Council contributes any shortfall of funding for the project, over and above the funding provided by the Commonwealth of Australia, by way of a loan from the Norfolk Island International Airport Government Business Enterprise.

CARRIED**16.2 TENDER EVALUATION AIRPORT PROJECT MANAGEMENT**

The purpose of this report is for Council to approve the successful tender for the Airport Project Management for the Pavement Repair and Resurfacing.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****MOTION**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That Council approves:

Aileron Edge Pty Ltd be awarded contract SPT221819NIRC for the Project Management Services relating to the Airport Pavement Repair and Reconstruction Design and Construct (D&C) Project.

AMENDMENT

Moved: Cr Lisle Snell

Seconded: Cr John McCoy

That the words 'at the intended price of \$201,900' be added to the recommendation.

CARRIED**RESOLUTION 2019/30**

Moved: Cr John McCoy

Seconded: Cr Rod Buffett

That Council approves:

Aileron Edge Pty Ltd be awarded contract SPT221819NIRC for the Project Management Services relating to the Airport Pavement Repair and Reconstruction Design and Construct (D&C) Project at the intended price of \$201,900.

CARRIED**16.3 TENDER EVALUATION FOR THE CAR BALER**

The purpose of this report is for Council to approve the successful tender for the car baler.

RESOLUTION 2019/31

Moved: Cr Rod Buffett

Seconded: Cr Lisle Snell

That Council approves:

in accordance with the tender submission received from Waste Initiatives Pty Ltd, this company be awarded by contract to supply Norfolk Island Regional Council with one (1) only WP CB-5300 Car Baler at a total value of \$336,021.43 (GST exempt), ex Sydney or Brisbane ports.

CARRIED

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019****16.4 ACQUISITION OF LAND - WATER ASSURANCE SCHEME**

The purpose of this report is to seek approval from Councillors to proceed with the negotiation to acquire land located on Taylors Road for use by the Water Assurance Scheme (WAS) and its infrastructure.

RESOLUTION 2019/32

Moved: Cr Rod Buffett

Seconded: Cr John McCoy

That Council

1. Approves the General Manager, or her delegate, to negotiate the acquisition of the proposed new area of land for the purpose of housing the Water Assurance Scheme (WAS) infrastructure, with the understanding that the cost of acquisition will be brought before Council for approval prior to purchase;
2. From the water assurance budget, pay the land rates associated with portion of land referred to in this report from 1 July 2016 until such time as the land is acquired by the Council;
3. Agrees to pay the cost of surveyors and other fees related to the boundary adjustments and the creation of new titles, easements and the like in creating the new portion;
4. Agrees to survey and, where required, register sewerage easements on the remaining land that is to remain with the owner;
5. Agrees that the portion of land that is identified by the planning department as being required to be registered as a road be named in consultation with the private owner of the land and, that the proposed name is presented to the Minister.

CARRIED**RESOLUTION 2019/33**

Moved: Cr John McCoy

Seconded: Cr Lisle Snell

That the meeting moves out of Confidential at 12:07pm.

CARRIED

The Mayor read out the Resolutions from the Confidential, in public.

17 QUESTIONS FOR THE NEXT MEETING

Nil

The next Ordinary Meeting of Council will take place on Wednesday 20 March 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 12:16pm on Friday 22 February 2019.

ORDINARY COUNCIL MEETING MINUTES**20 FEBRUARY 2019**

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 20 February 2019 and Friday 22 February 2019.

Submitted to the Ordinary Meeting of Council held on Wednesday 20 March 2019.

Mayor Robin Adams

Date