



Council

An Extra Ordinary Meeting of the City of Lismore Council will be held at the Council Chambers on Tuesday 3 June 2025 at 10.00am

Members of Council are requested to attend.

Lismore City Council acknowledges the Widjabul Wia-bal people of the Bundjalung nation, traditional custodians of the land on which we meet.

Eber Butron
Acting General Manager

29 May 2025



ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

A guiding checklist for councillors, staff and community committees

Ethical decision making

- Is the decision or conduct legal?
- Is it consistent with government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

Conflict of interest

A conflict of interest is a clash between private interest and public duty. There are two types of conflict:

- Pecuniary – an interest that you have in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to yourself or another person or entity defined in part 4 of the Lismore City Council Code of Conduct with whom you are associated.
- Non-pecuniary – a private or personal interest that you have that does not amount to a pecuniary interest as defined in the Lismore City Council Code of Conduct. These commonly arise out of family or personal relationships, or out of involvement in sporting, social, religious or other cultural groups and associations, and may include an interest of a financial nature.

The test for conflict of interest

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of "corruption" – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

Identifying problems

- Do I have private interests affected by a matter I am officially involved in?
- Is my official role one of influence or perceived influence over the matter?
- Do my private interests' conflict with my official role?

Disclosure and participation in meetings

- A councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
 - a. at any time during which the matter is being considered or discussed by the Council or Committee, or
 - b. at any time during which the Council or Committee is voting on any question in relation to the matter.

No Knowledge - a person does not breach this clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

Non-pecuniary Interests - Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-pecuniary conflicts of interests must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (eg. participate in discussion but not in decision making or vice versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as of the provisions in the Code of Conduct (particularly if you have a significant non-pecuniary interest)

Whilst seeking advice is generally useful, the ultimate decision rests with the person concerned.

Agenda

- 1. Opening of Meeting**
- 2. Acknowledgement of Country**
- 3. Pause for reflection**
- 4. Apologies and Applications for Leave of Absence or Attendance by Audio-Visual Link**
- 5. Disclosures of Interest**
- 6. Mayoral Minute(s) and Condolence Motions**
- 7. Reports of Committees**
- 8. Matters Arising**
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Notices of Motion / Questions with Notice



Notice of Motion / Question with Notice

Councillor Adam Guise has given notice of intention to move:

That Ordinary Meetings of Council for 2025 be held on the second Tuesday of the month commencing at 6.00pm from 10 June to 9 December 2025.

Councillor Comment

Outcome Sought

That daytime meetings revert to evening meetings to enable councillors who work in the day to attend meetings and to allow members of the public to attend to speak and watch online more conveniently.

Cost of Implementing

Nil

Funding Source

Not applicable

Officer Consulted

Not applicable

Officer Comment

Executive Officer – General Manager & Mayor and Councillors

Below is a comparison of costs, public access and website lives

	February 2024	March 2024	April 2024	February 2025	March 2025	April 2025
Catering costs	\$505	\$500	\$450	\$305	\$247	\$333
Public access speakers	3	0	5	3	9	2
Website live views	257	145	749	745	495	329

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/255:EF19/25-7

Notice of Motion / Question with Notice

Councillor Big Rob has given notice of intention to move:

That:

1. Council prepares a Planning Proposal reviewing planning provisions relating to Rural Landsharing Community development, with a view to removing these provisions
2. A workshop be arranged to discuss:
 - a) existing Rural Landsharing Community developments and approved housing limits
 - b) non-compliant Rural Landsharing Community developments
 - c) land property titles for Rural Landsharing Community developments

Councillor Comment

Outcome Sought

Rural Landsharing Community Development, also known as Multiple Occupancy (MO) developments, tend to create more issues than they resolve.

It is hoped relevant information can be provided to councillors relating to existing approved MOs, MO compliance concerns can be reviewed, options and support to rezone MOs where possible and appropriate are considered for those landholders looking to do so voluntarily, and whether the option to approve new MOs should be removed from our planning documents going forward to prevent further issues from arising.

Cost of Implementing

No additional costs to existing work program

Funding Source

A planning proposal is currently being prepared looking at several planning options.

Officer Consulted

Acting General Manager

Officer Comment

Strategic Planning Coordinator

The Strategic Planning team are undertaking a full review of the Lismore Local Environmental Plan (LEP) and the Development Control Plan (DCP). It is recommended the review of planning provisions relating to Rural Landsharing Community development, and the possibility of removing these provisions, be considered within this work program.

This would achieve officer resourcing efficiencies and ensure the best outcome for a full and complete LEP.

The LEP and DCP review commenced in April 2025 and will be complete by June 2026. Details can be discussed at a workshop as per point 2, and future workshops that will be arranged as part of the review.

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/256:EF19/25-7

Lismore City Council

Meeting held 3 June 2025 - 10.3 - Temporary warehousing solution for relocatable homes

Notice of Motion / Question with Notice

Councillor Virginia Waters has given notice of intention to move:

That Council:

1. writes to the NSW Reconstruction Authority, CEO Mal Lanyon and Minister for Recovery and Member for Lismore, The Hon Janelle Saffin MP to explore the opportunity to use land earmarked for the Resilient Lands Program for warehousing relocatable homes as a temporary storage solution until homes can be relocated to final location
2. request feedback on outcomes of discussions and any identified pathways to progressing the temporary use of land for this purpose

Councillor Comment

Outcome Sought

To remove relocatable homes at risk on the floodplain, leaving them insitu is a risk of damage or loss in the event of future flooding. Temporary warehousing on SCU land in East Lismore would be a practical and immediate solution to protect them while lands are developed. Ensuring the homes are safeguarded and prepared for future relocation as infrastructure is progressively developed at the site.

Cost of Implementing

Staff time

Funding Source

NSW Reconstruction Authority

Officer Consulted

Nil

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/354:EF19/25-7

Notice of Motion / Question with Notice

Councillor Big Rob has given notice of intention to move:

That Council policy number 5.17.10 is revoked.

Councillor Comment

Outcome Sought

The policy was not reviewed following the 2021 election or the 2024 election as required. It reads more like an academic paper saying a whole lot of nothing than a policy document guiding council into measurable actions. It is way too complicated and difficult to read.

Cost of Implementing

Not applicable

Funding Source

Not applicable

Officer Consulted

Not applicable

Officer Comment

Strategic Planning Coordinator

Action A1.2.4 of the adopted Operational Plan/ Delivery Program is to develop a Climate Resilience Strategy and Adaptation Strategy. A review of the Climate Resilience Policy is intended to be a part of this program of works. The Strategic Planning team have commenced work on this program, it is expected to be finalised mid-2026. Officers have noted the feedback provided above on the existing policy and will take it into consideration. Officers will provide a briefing to councillors in due course.

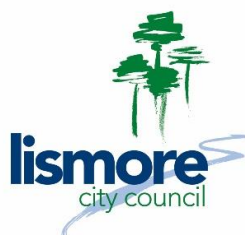
The work outlined above on a Climate Resilience and Adaptation Strategy is being carried out in tandem with the scheduled review of the Biodiversity Management Strategy (C4.1.04), and the Local Strategic Planning Statement (D3.5.02), both of which are scheduled for 2025/2026.

Additionally, central to all of the above, a suite of new Integrated Planning and Reporting (IP&R) documents are currently in draft including a new Community Strategic Plan and Delivery Program which will come into effect from June 2025. Officers will ensure the above strategies are delivered in accordance with these new plans.

Attachment/s

1. [5.17.10 Climate Resilience Policy](#)

TRIM Record No: BP25/257:EF19/25-7



POLICY MANUAL

Policy title:	Climate Resilience Policy (2020)
Policy number:	5.17.10
Objective:	E5 We continue to grow our reputation and capacity as a regional city.
Link to community vision/service:	E5.5.5 Support initiatives that grow Lismore as a regional city
Program Area:	Partnerships Planning and Engagement
Policy created: 9 February 2020	Council reviewed:
Last reviewed by staff: 9 February 2020	TRIM Ref: ED20/32034

A. POLICY SUMMARY

- A1 The Lismore City Council Climate Resilience Policy aims to maximise the economic, social, cultural and environmental wellbeing of the Lismore City LGA Community.
- A2 The Policy aligns with the objectives of Lismore City Council's *Community Strategic Plan 2017 – 2027*, *Local Strategic Planning Statement 2020 – 2040* and Lismore City Council's *Renewable Energy Master Plan 2014* target of 100% renewables by 2023, and demonstrates Lismore City Council is meeting its State legislative obligations by adopting and actively transitioning toward to the NSW Government's Net Zero Emissions by 2050 target.
- A3 The Policy is a whole of Council commitment that provides a framework for the development of all future strategic and action plans to respond, adapt and build resilience to climate change risks to the community, Council assets and infrastructure and environmental systems.
- A4 Council recognizes that a climate resilient community requires; mitigation actions to reduce human-induced climate change; adaptation actions to reduce climate impacts; effective institutions, strategies, and choices for risk management that are identified, implemented, and sustained; and actions that create a policy environment that supports communities to learn, adapt, transform and use their experiences to thrive in a climate changed world.
- A5 Recent events including drought, floods, bushfires and COVID-19 have impacted the community's capacity to adapt. To assist the community to withstand the cumulative impacts of changes to the climate, this policy's principle objective is to build climate resilience.

B. POLICY CONTEXT

- B1 In December 2015, 195 countries signed the United Nations Framework Convention on Climate Change Paris Agreement, reaffirming aims to limit global temperature rise this century to well below 2 degrees Celsius above pre-industrial levels, actively pursue efforts to limit the rise to 1.5 degrees Celsius and to achieve net zero emissions by 2050.
- B2 In November 2016, Australia ratified the Paris Agreement committing to reduce greenhouse gas emissions by 26 to 28 per cent below 2005 levels by 2030. Emissions have, instead, risen each year since 2015, and current (2019) projections indicate Australia may not meet its Paris Agreement commitment.
- B3 The NSW Government endorsed the Paris Agreement in 2016 and under its *Climate Change Policy Framework* set a target of net zero emissions by 2050.
- B4 In 2017, the *North Coast Regional Plan 2036* committed to manage natural hazards and climate change, recognising that climate change may worsen bushfires, coastal erosion, rising sea levels, storms, floods, acid sulfate soils and landslips.
- B5 In August 2019, Lismore City Council declared a Climate Emergency, acknowledging Council and the Lismore City Council LGA Community is likely to be substantially affected by climate impacts, particularly more intense and less frequent rain events, floods, bushfires, droughts, heatwaves, sea level rise and by the subsequent impacts on human systems and ecosystem health and wellbeing.
- B6 In March 2020, Lismore City Council resolution to create a Climate Resilience Policy and to seek funds to develop a Climate Resilience Strategy

C. POLICY DEFINITIONS**Climate Change:**

A measurable change to the climate that persists for an extended period which is attributed directly or indirectly to human activities that alter the composition of the global atmosphere and which is in addition to natural climate variability.

Climate Change Adaptation:

Actions undertaken to reduce the adverse consequences of climate change and harness any beneficial opportunities to reduce the impacts of climate stresses on human and natural systems.

Climate Change Mitigation:

Mitigation involves actions that are intended to reduce the magnitude of human contributions to climate change including strategies to reduce greenhouse gas sources and emissions and enhance greenhouse gas sinks.

Community Climate Resilience:

The capacity of a socio-ecological system to successfully adapt to impacts caused by climate change in the face of disturbance, stress and adversity. Resilience enables the community to better adapt, reorganize, and evolve, leaving it better prepared for future climate change impacts

Council:

Lismore City Council

Greenhouse gas sinks:

Activities that instate and/or support natural systems to capture and store (sequester) atmospheric carbon dioxide.

Resilience:

The ability of a system and its component parts to anticipate, absorb, accommodate, or recover from the effects of a hazardous event in a timely and efficient manner, including through ensuring the preservation, restoration, or improvement of its essential basic structures and functions.

The Policy:

Lismore City Council Climate Resilience Policy

D. POLICY PURPOSE

- D1 To demonstrate Lismore City Council's leadership in identifying and responding to climate change risk, by promoting, supporting and delivering climate change action and transformative community resilience planning.
- D2 To support long term financial planning, asset management, strategic planning, and other key LCC processes with consistent, timely and scientifically sound information and local climate projections related to climate change.
- D3 To embed climate change adaptation and resilience as a core component of Council's strategic planning, processes and operations.
- D4 To ensure all functions and activities of council consider climate change adaptation and resilience for a more resilient organisation and community.

Strategic Principles

- D5 Council demonstrate their leadership to managing risks associated with climate change.
- D6 Council adopt a strategic approach to the identification of potential impacts that may eventuate as a consequence of climate change
- D7 The policy statement acknowledges the causes and effects of climate change and in doing so seeks to enhance the resilience of the community, the natural and built environment, the local economy and Indigenous and non-Indigenous cultural values.
- D8 Council adopt a culturally sensitive and inclusive approach to the development of mitigation and adaptation measures.

Policy Commitment Statements for Effective Climate Change Adaptation Risks are Effectively Managed

- D9 Council implement a proactive approach to anticipate the complex challenges and risks posed by the changing climate and an evidence-based approach to responsive decision making.
- D10 Climate change risks are incorporated into all Council operations and appropriate mitigation, adaptation and resilience building actions are integrated into all strategic and operational management activities. Plans, strategies and benchmarks are reviewed regularly to ensure they remain consistent with most recent and best available scientific evidence.

Legislative Compliance

- D11 Council adhere to *Ecologically Sustainable Development* (Local Government Amendment (Ecologically Sustainable Development) Act 1997) values through the integration of social, cultural, ecological and economic considerations into all decision-making processes.
- D12 Council comply with its statutory responsibilities relating to land use planning, financial management, environmental planning and protection and natural resource management.

Resilient Community

- D13 Council acknowledges its key role in building climate change resilience, promoting mitigation actions and enabling communities, ecological systems and economic systems to adapt and thrive within a changing climate.
- D14 Council adopt a place-based approach to promote the development of community focused climate change resilience frameworks.

Low Carbon Operations

- D15 Council implement a programme of continuous improvement in relation to identifying best practice carbon management and energy reduction strategies and improving energy efficiencies and reducing greenhouse gas emissions.

Enhanced Ecosystems

- D16 Council supports local land managers to understand and anticipate climate change impacts upon the complex interactions and interdependencies between human and environmental systems in order to enhance and build greater resilience within local ecosystems.

Cultural Sites and Objects are Protected

- D17 Council collaborate with community and key stakeholders to develop risk management plans for cultural sites and environmental heritage areas and seek funds to support future climate change risk management of sites identified.

Community Leadership and Education

- D18 Council engage with the Community to ensure transparency in communicating decisions on risk treatment options.
- D19 Council collaborate and partner with the community to enhance the community's understanding of climate change risks and resilience building responses.

Policy Commitment Statements for Effective Climate Change Mitigation

- D20 Council incorporate emissions reduction strategies into strategic and operational management activities.
- D21 Council identify opportunities to improve energy efficiency and reduce emissions to improve climate resilience of all Council sites/assets.
- D22 Council include climate change mitigation as a key consideration within its procurement processes with the aim of reducing greenhouse gas emissions in the production, use and disposal of goods.
- D23 Council to offset current and future emissions through accredited Carbon Offset providers.

Principles to Underpin Climate Resilient Communities

- D24 Utilise best available science to undertake ongoing identification, monitoring and assessment of climate change risks and their impact on social, cultural, ecological systems, economic systems and the built environment and apply mitigations to reduce risks.
- D25 Partner with the community, State and Federal government to create and implement recovery plans. Evaluate and amend recovery plans after each natural disaster event.
- D26 Partner with universities, health providers and community organisations to deliver resilience training to enhance the Community's understanding of climate risks and resilience.
- D27 Invest in climate resilience opportunities through advancing technology innovation and alternative industries for local employment and continuous improvement in the planning and

management of existing built and natural assets, infrastructure renewal projects and renewable resources.

- D28 Undertake climate change risk assessment and incorporate risks and vulnerabilities to inform asset life cycle analysis for all new and existing infrastructure assets to meet current and projected demands and develop relevant adaptation and mitigation strategies to foster climate resilience.
- D29 Work in partnership with the Community and local agencies to enhance the resilience of biodiversity across the Lismore City LGA.
- D30 Work collaboratively with local agricultural sector and partner with relevant agencies and industry to develop plans and strategies to address food security affected by climate vulnerability.

E. POLICY IMPLEMENTATION AND REVIEW MECHANISM

- E1 This Policy does not confer any delegated authority upon any person. All delegations to staff are issued by the General Manager.
- E2 This Policy should be read in conjunction with the Lismore City Council Code of Conduct.
- E3 Climate change adaptation and mitigation performance indicators will be included in the Community Strategic Plan, The Delivery Program and the Operational Plan.
- E4 This Policy will be reviewed at the commencement of each new Council term.

F. POLICY INFORMATION SOURCES

- F1 The primary source of climate change adaptation information will be the most recent Intergovernmental Panel on Climate Change (IPCC) Assessment Report.
- F2 Council will utilise regional and sub-regional climate projections published by the NSW government.
- F3 Council recognises that effective responses to climate change are context-specific, and often addressed best at the local and regional levels.

G. COMMUNICATION

- G1 Council commits to providing clear, consistent and transparent climate change information and data which demonstrates best practice scientific knowledge.
- G2 The LCC website will communicate key projects and links to reliable information and projections.

H. RELATED LEGISLATION, POLICIES, PROTOCOLS, PROCEDURES AND DOCUMENTS

Commonwealth Government

- Environment Protection and Biodiversity Conservation Act 1999 (Cth)
- National Greenhouse and Energy Reporting Act 2007 (Cth)
- Nation Disaster Resilience Strategy 2011 (Cth)
- National Climate Resilience and Adaptation Strategy 2015 (Cth)

NSW State Government

- Biodiversity Conservation Act 2016 (NSW)
- Environmental Planning and Assessment Act 1979 and Regulations (NSW)

- Local Government Act 1993 (NSW)
- Local Government Amendment (Ecologically Sustainable Development) Act 1997
- Coastal Management Act 2016 (NSW)
- Protection of the Environment Operations Act 1997 and Regulations (NSW)
- Heritage Act 1997 (NSW)
- State Environmental Planning Policies
- NSW Climate Change Policy Framework 2016 (NSW)
- NSW Net Zero Plan Stage 1: 2020 – 2030
- North Coast Regional Plan 2036

Lismore City Council

- Atmosphere Policy (Policy Number - 5:17:5)
- Biodiversity – Flora and Fauna Policy (Policy Number 5:17:3)
- Community Sun Protection Strategy Policy 1997 (Policy Number – 3:1:14)
- Enterprise Risk Management Policy 2013 (Policy Number – 1:11:12)
- Health Promotion Policy 2014 (Policy Number – 3:1:17)
- Land Policy (Policy Number – 5:17:4)
- Policy Making Policy 1990 (Policy Number – 1:4:2)
- Provision of Public Transport Infrastructure Policy 1999 (Policy Number – 5:3:3)
- Public Tree Policy 2008 (Policy Number – 8:10:1)
- Social Impact Assessment Policy 1995 (Policy Number – 5:2:30)
- Sustainability, Viability and Amenity of Rural and Urban Land Policy 2007 (Policy Number – 5:17:8)
- Trees – Planting and Removal Policy 1981 (Policy Number – 1:8:8)
- Waste Policy (Policy Number – 5:17:6)
- Water Quality and Quantity Policy 2007 (Policy Number 5:17:2)
- Lismore Local Environment Plan 2012
- Lismore Development Control Plan for LEP 2012
- Lismore City Council Renewable Energy Master Plan 2014
- Lismore Growth Management Strategy 2015 – 2035
- Lismore Floodplain Risk Management Plan 2014
- Lismore Community Engagement Strategy 2019 and Community Participation Plan
- Lismore City Council Transport – Asset Management Plan 2015
- Lismore City Council Revised Delivery Programme 2017 – 2021 and Operational Plan 2019 – 2020
- Lismore City Council Code of Conduct Policy 2019

Notice of Motion / Question with Notice

Councillor Adam Guise has given notice of intention to move:

That Council:

1. acknowledges the outcome of the Santin quarry court case where the Land and Environment Court ruled that the DA consent has expired and a new DA is required if the quarry wants to operate
2. provides to the public details of the legal costs incurred by Council and determines how these costs will be paid and who will be responsible for them

Councillor Comment

Outcome Sought

The Land and Environment Court has ruled in favour of the community members who argued that the historical DA consent has expired and therefore requires a new DA for the quarry to operate.

The community members who brought the court action had to spend hundreds of thousands of dollars of their own money to uphold the law so the court case is a vindication of their conviction.

Council has incurred significant legal expenses in defending the action as a second respondent. To ensure that Council is not out of pocket for hundreds of thousands of dollars, Council should seek to recover these costs.

Cost of Implementing

Significant legal costs will be incurred if Council does not seek cost recovery

Funding Source

Not applicable

Officer Consulted

Nil

Officer Comment

Executive Planner

On Wednesday 23 April 2025, the Land and Environment Court delivered its judgement on the appeal concerning Council's approval to extend the operating life of the Santin Quarry in Lismore.

The Court upheld Council's position on four out of five points of contention. However, it determined the original consent had lapsed. Consequently, quarry activities cannot proceed under the original consent.

Council has incurred costs in defending the matter, and is part-liaible for pending cost orders. The Court has foreshadowed cost orders, but at the time of writing they are yet to be made.

In accordance with the legislative framework, the first and second respondents also have Appeal rights.

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/258:EF19/25-7

Notice of Motion / Question with Notice

Councillor Big Rob has given notice of intention to move:

That Council:

1. immediately implement a reporting policy which requires a report be made to council at least quarterly highlighting any Budget variations to any line item which equates to 5% or more, to be included in council's Quarterly Budget Review Statement; and
2. reported Budget variations include at least the following information:
 - a) Budget Item Name
 - b) Budget Amount (\$)
 - c) Budget Variation (\$) & (%)
 - d) Budget Variation Reason
 - e) Budget Variation Resolution

Councillor Comment

Outcome Sought

Although a lower percentage trigger than 5% would be supported, if a Budget forecast of any significant Budget line item is out either way by a considerable amount, it is important for council to be aware as early as possible.

This will allow any issues with excess spending to be resolved more quickly, and any issues with not enough spending to be reviewed. Any excess funding no longer required can also be allocated more efficiently across Council.

Cost of Implementing

Staff time

Funding Source

Internal budget

Officer Consulted

Nil

Officer Comment

Head Finance

I agree with the sentiment in the notice of motion that regular reporting against budget position is important for transparency, confidence and capital allocation decisions.

Finance is proposing a monthly financial report which will pick up variations in important items, set out rationale of why it has occurred and measures that may be adopted to remediate those items.

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/261:EF19/25-7

Notice of Motion / Question with Notice

Councillor Jeri Hall has given notice of intention to move:

That Council:

1. include upgrades to Dunoon Road (including the Dunoon/Alexandra Parade intersection/roundabout) in the 2025-2026 budget
2. a report is prepared and submitted to the LTC for consideration to help determine the best way to proceed

Councillor Comment

Outcome Sought

The condition of Dunoon Road has significantly deteriorated, resulting in regular complaints from motorists regarding safety and drivability. The road surface is heavily degraded, with numerous potholes, uneven sections and poor drainage contributing to hazardous driving conditions. The adjacent intersection at Alexandra Parade is similarly impacted, posing increased risk to road users, particularly during adverse weather. Given the growing safety concerns and the need to maintain a reliable local road network, immediate repairs and upgrades are essential to prevent accidents, improve public safety, and support the efficient movement of traffic.

Cost of Implementing

Funding Source

Roads budget

Officer Consulted

Chief Operating & Financial Officer

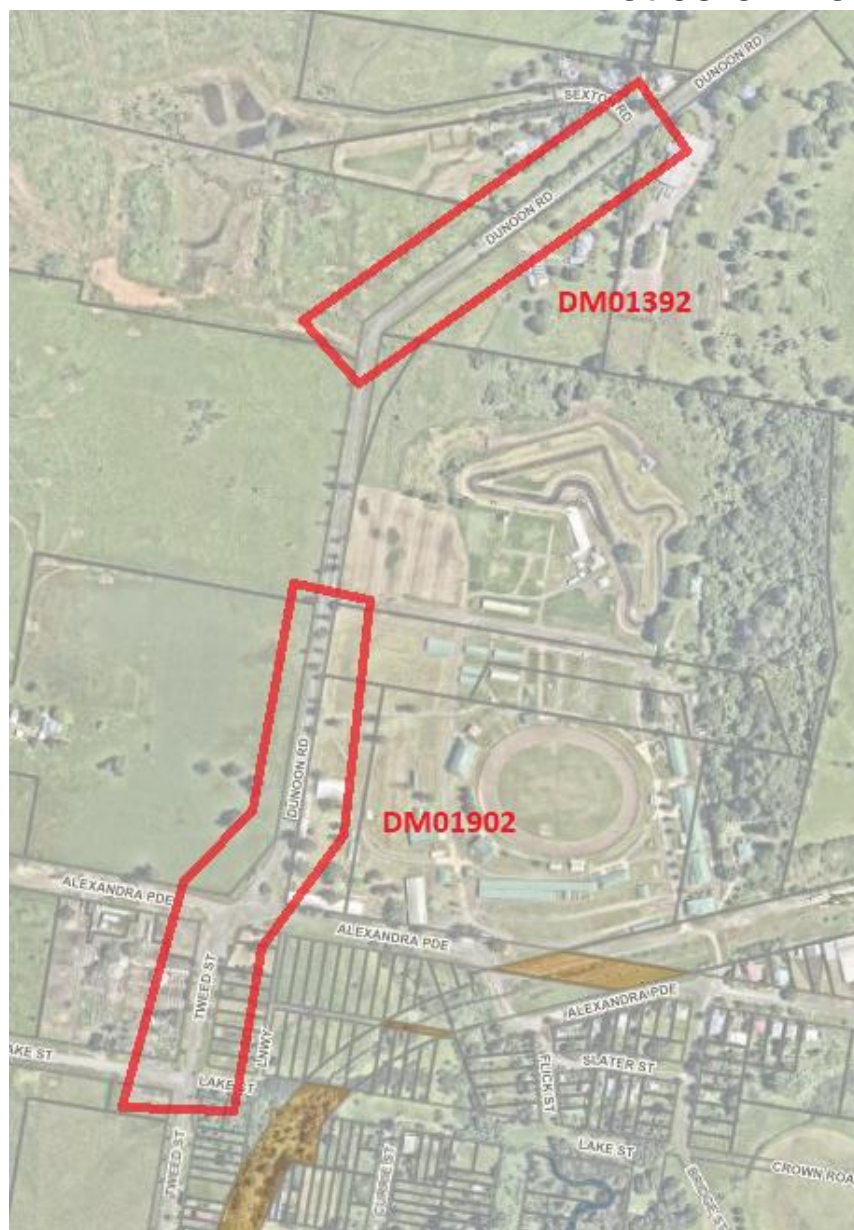
Officer Comment

Acting Chief Operating & Financial Officer

Road improvements for FY25/26

Road improvements for Dunoon Road/Tweed Street/Alexandra Parade have been allocated into the 2025-2026 Roads budget.

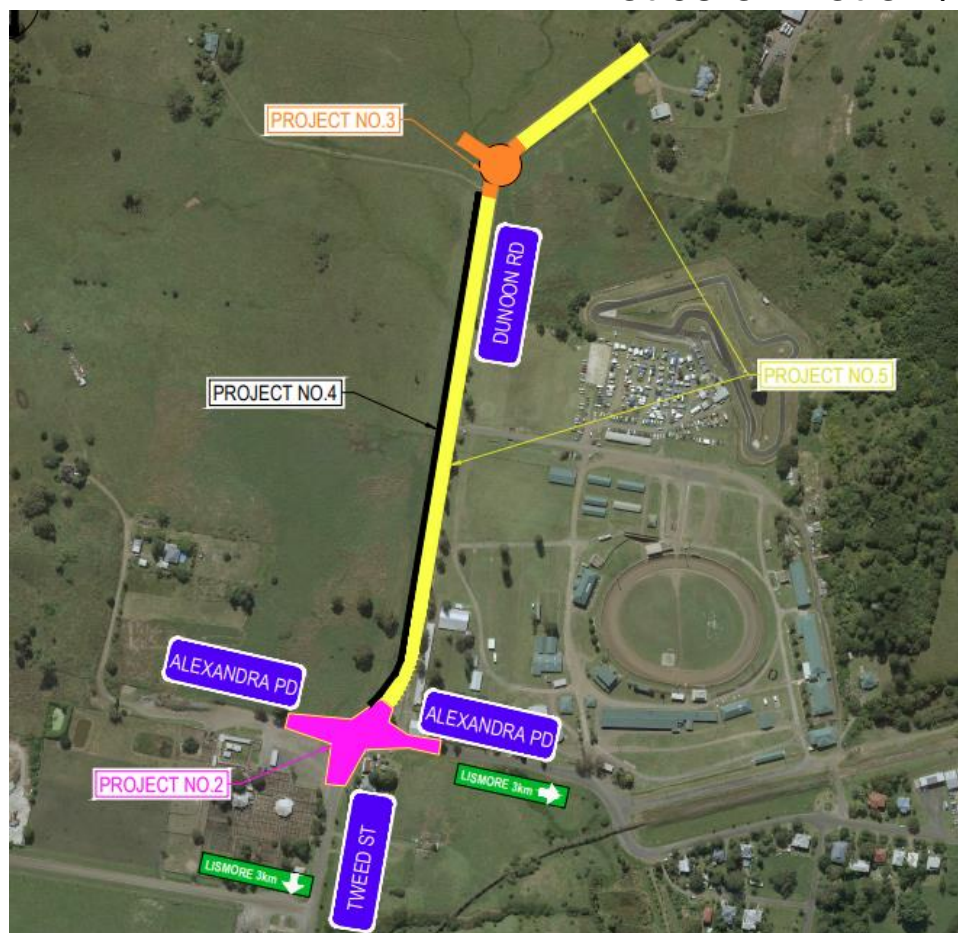
There are projects for the area that are with the Flood Restoration Team and Transport NSW. The most relevant and confirmed project arising from AGRN1012 is for 570m of rehabilitation between Lake Street and the Showground entrance (DM01902 below). The other scheduled AGRN1012 project is for 400 mts (DM01392 below), though that project is subject to final funding confirmation. Image below outlines the identified areas.



Further improvements in FY25/26 and beyond

1. Dunoon Rd / Tweed St / Alexandra Pde

Council appreciates the significance of the Dunoon Rd, Tweed St and Alexandra Pde intersection and this location in general to the community and has been undertaking planning works in this location across a range of projects. Specifically, Council has submitted an application under the Federal Housing Support Program grant to upgrade the Dunoon Rd, Tweed St and Alexandra Pde intersection. Assessment of this grant is still ongoing and Council is yet to hear an outcome. Council is looking to upgrade the intersection through the installation of a roundabout in this location. There are also plans to install a second roundabout approximately 580m north of this location. Council's plans also include a shared pathway in this location and road upgrade of Dunoon Rd. Council's Roads Planning team is also investigating carparking in this location as part of the above projects as we realise the importance to the Lismore Saleyards (cattle), Lismore Farmers Market, the Lismore Showgrounds and the future Richmond High school campus.

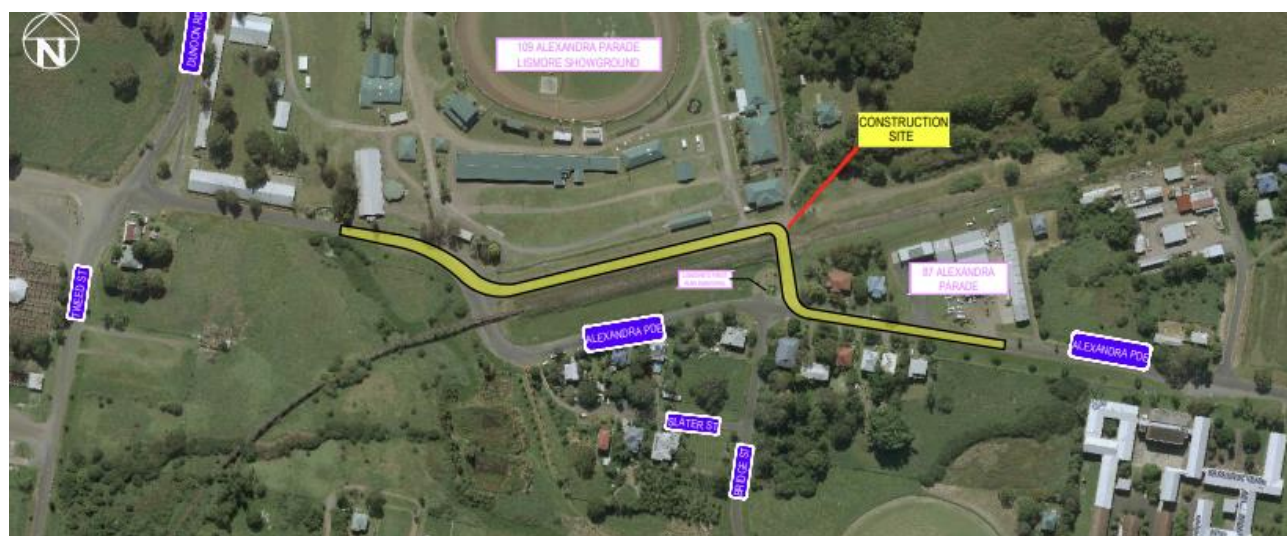


2. Richmond River High Campus

Council has reviewed concept scopes for the Richmond River High Campus Access Strategy which will be in the above location and is progressing this with NSW DET and their transport planner.

3. Alexandra Parade – Stage 1

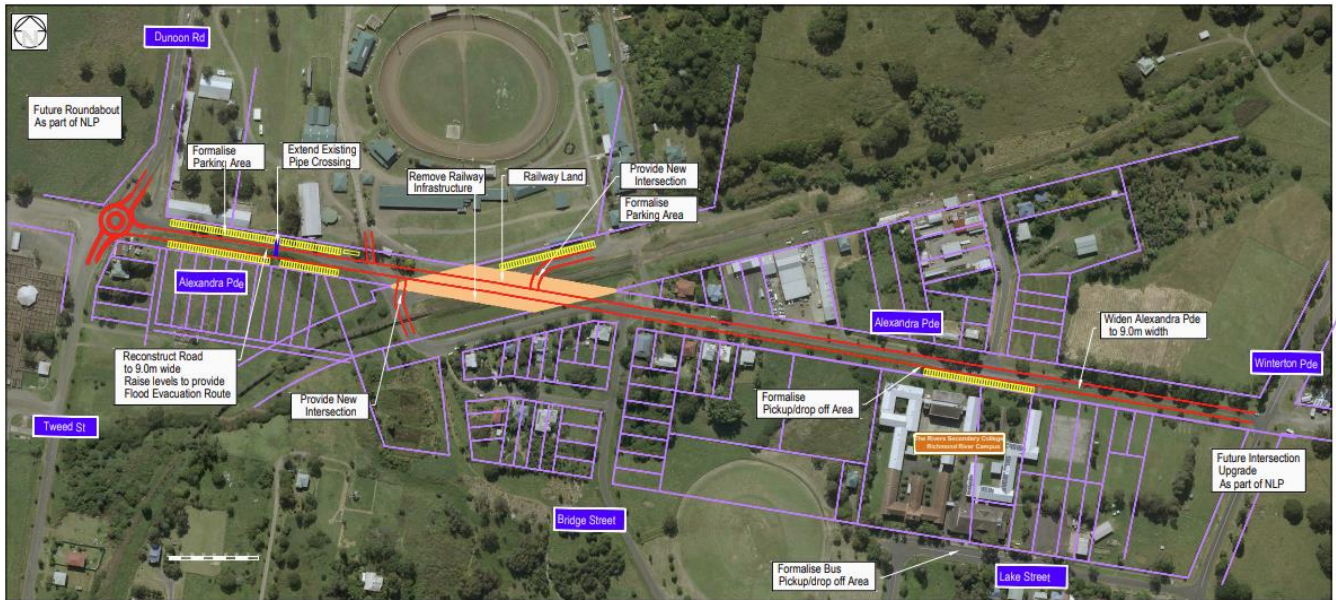
Council has designed the Alexandra Parade (Viaduct) Road Realignment project and is currently progressing this with Transport Asset Holding Entity of New South Wales. Subject to approvals, Council anticipates this project to be delivered during the 25/26 financial year.



Notice of Motion / Question with Notice

4. Alexandra Parade – Stage 2

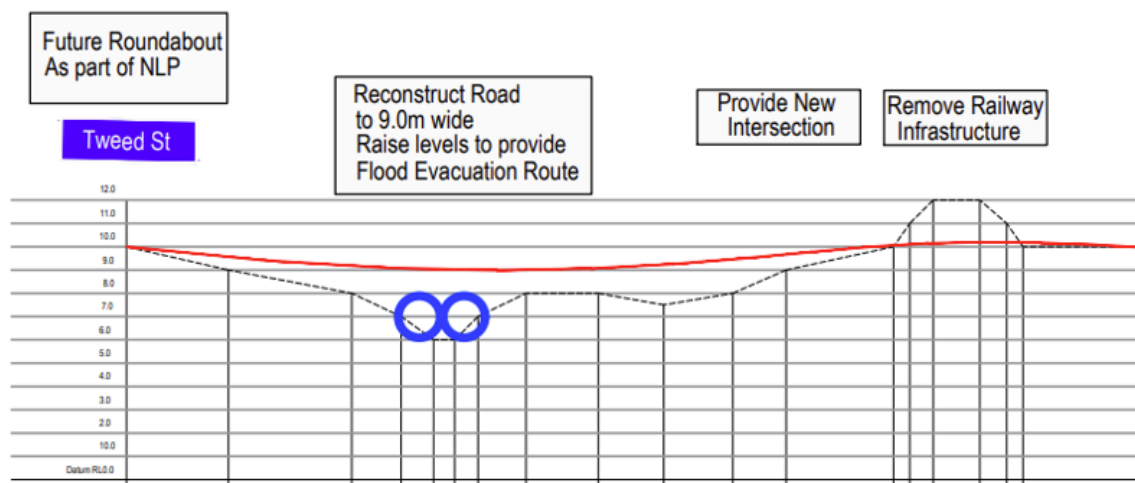
Stage 2 Alexandra Pde project involves the removal of the viaduct and the straightening of the road in this alignment and has had concepts developed. The below concept shows the road alignment, however was completed prior to the school relocation. Noting also that the yellow parking locations are being reviewed with the Roads Planning Team as part of the overall carparking review. The project is subject to heritage approval for the removal of the viaduct.



The below image provides the longitudinal section of Stage 2 Alexandra Pde.

Alexandra Parade, North Lismore

- Levels of road to be raised significantly to provide Flood Evacuation Route

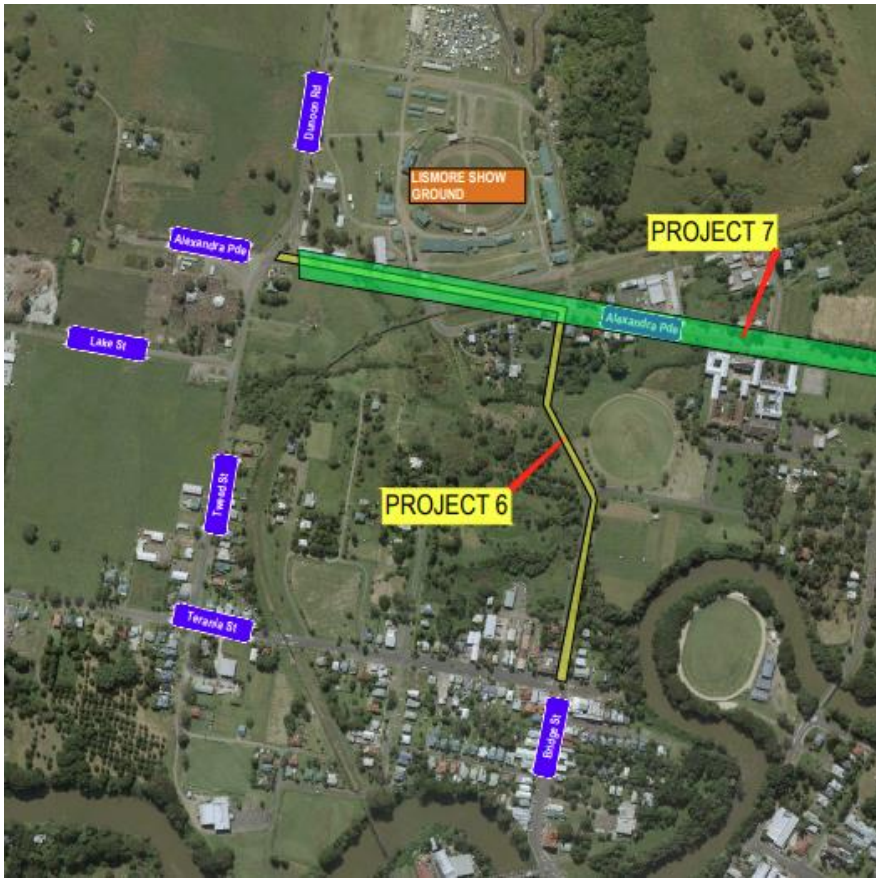


5. North Lismore Connections

Council nominated the North Lismore Connections project under the recent Get Active NSW 2025 grant application. The North Lismore Connections project will significantly enhance the local active transport network by constructing a 1.1-kilometre treelined footpath, addressing critical network gaps. The Type 3 path (not adjacent to active shopfronts), is 3-meters-wide path that connects residents to key destinations, including the Lismore CBD, North Lismore Showgrounds, and the newly proposed Richmond River High School. It also links the North Lismore Plateau housing

Notice of Motion / Question with Notice

development to the broader city, ensuring safe, continuous routes for active transport users. Assessment of this grant is still ongoing and Council is yet to hear an outcome. Project 6 in the image below being the North Lismore Connections proposed concept alignment.



Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/267:EF19/25-7

Notice of Motion / Question with Notice

Councillor Gianpiero Battista has given notice of intention to move:

That Council:

1. apply a 100% discount to Sections 64 and 711 for secondary dwelling development applications (within sewered areas)
2. review the policy after the current term of Council
3. receive a report detailing the number of applications submitted and costs every 6 months

Councillor Comment

Outcome Sought

To encourage owners to build on large residential block small granny flat type of accommodations which for the nature of the dwelling could create more affordable housing options and increase housing stock.

Cost of Implementing

Foregone revenue of \$4,200 for S7.11 and \$11,500 for S64 per development (excluding Rous charges)

Funding Source

Reviewing the impact to the budget on a periodic basis

Officer Consulted

Acting General Manager

Officer Comment

Head Water & Waste

Supportive of this in principle as it will create stimulus. Recommend to include an end date (12 months) at which time a review is undertaken to assess the financial impacts/benefits.

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/278:EF19/25-7

Notice of Motion / Question with Notice

Councillor Big Rob has put the following question with notice:

Can the General Manager please list all current resolutions of council relating to flood mitigation, flood monitoring and flood warning which are yet to be actioned, explain why each has not yet been actioned, and advise when each will be actioned?

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/259:EF19/25-7

General Manager's response:

June 2022

RESOLVED that Council:

1. *install a new digital sign to correctly show metres to overtopping at the Browns Creek Pump Station, and stream the data online on Council's website so it is publicly available to everyone;*
2. *install a new flood warning siren, preferably on top of a building in the CBD, to very clearly notify those in the floodplain when it is time to evacuate;*
3. *install flood monitoring cameras at prominent locations around the floodplain, and stream the data online on Council's website so it is publicly available to everyone;*
4. *seek grant funding to cover the costs of purchasing and installing the various flood level monitoring and warning system devices.*

Item 1 - work has commenced to enable cellular connectivity for the devices and source data that currently supply data to the external display at the Browns Creek Flood Station. This will allow the data to be displayed on the Council's disaster dashboard that matches what is displayed on the external display. Note connectivity is dependent on the cellular network remaining operational during weather events.

Future Improvements: When equipment upgrades comprising the replacement of the Bureau of Meteorology sensors and Council's operational sensors, due consideration will be given to enhance the connectivity and resilience of the data link to the Disaster Dashboard, particularly in the event of a cellular outage.

Items 2 and 4 - grant funding is required and officers are continuing to look for suitable avenues.

Item 3 – there is currently cameras located on Boatharbour, Wyrallah and Nimbin Roads. Officers are continuing to work on having this footage available via the Disaster Dashboard.

Notice of Motion / Question with Notice

Councillor Big Rob has put the following question with notice:

Can the General Manager please provide an update regarding the state of the Lismore CBD levee, including any works required to maintain it and any planned upgrades, the ownership status of the Lismore CBD levee, and when any issues relating to ownership will be resolved so works and upgrades can be fast-tracked going forward?

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/260:EF19/25-7

General Manager's response:

Lismore City Council, in conjunction with Rous, perform six monthly levee inspections. During these inspections, all components of the levee are assessed to the current condition and any necessary works are identified and prioritised based on collaboration between Lismore City Council and Rous.

Planned upgrades for the levee are the responsibility of the Resilience Program under the Flood Restoration Portfolio. These upgrades are proceeding in accordance with estimated timelines for the Resilience Program.

No element of works and upgrades are being delayed as a consequence of the current ownership model.

Notice of Motion / Question with Notice

Councillor Big Rob has put the following question with notice:

Can the General Manager please explain the outcome of the Santin's Quarry modification application addressing each of the five grounds listed in the recent Land & Environment Court decision and, besides choosing to make a decision based on external legal advice relating to ground 1, whether councillors were found to be at fault in any way by making the decision made?

Attachment/s

There are no attachments for this report.

TRIM Record No: BP25/253:EF19/25-7

General Manager's response:

Of the 5 grounds, the Applicants were successful on Ground 1, but that was sufficient for the Court to find in their favour and declare the modified consent invalid. Council was successful on Grounds 2, 3, and 4, and partly-successful on Ground 5.

The soundness of Council's actions and decisions in relation to the modification and the subsequent Court matter are outlined below:

Ground 1: The Applicants were successful on Ground 1. The Court found that the word "lapse" contained within Condition 2 had the effect of voiding the consent at the expiration of the specified period, preventing approval of the modification application.

Ground 2: Council was successful on Ground 2. The Court found that the acoustic impacts had been sufficiently considered by Council in the determining of the application.

Ground 3: Council was successful on Ground 3. The Court found that Council had the requisite state of satisfaction that the modification was 'substantially the same'.

Ground 4: Council was successful on Ground 4. The Court found that Council was reasonably justified, and within its powers, that the modification was 'substantially the same'.

Ground 5: Council was partly successful on Ground 5, with the second half of Condition 11 found to be voidable. If Council has been successful on all other Grounds, then the Court would have severed the second-part of Condition 11 (pertaining to adjustable hours of operation), but the consent would have remained valid.