



Minutes of the Council Meeting held in the Council Chambers on Wednesday, 15th February, 2017 commencing at 9:15am.

Min. No. **Present:** Cr. Matthew Hannan (Mayor)

Crs: Ross Bodey, John Bruce, Bernard Curtin, Denis Glanville, Colin Jones, Daryll Morris, John Taylor, Director of Corporate Services (Matthew Hansen), Director of Technical Services (Fred Exton), Development Manager (Laurie Stevens), Executive Engineer (Matthew Clarke) and General Manager (Rowan Perkins).

Apology

Nil

Declaration of Items of Pecuniary and other Interests

Rowan Perkins declared a non-Pecuniary Interest in Item 6.4 as he is a member of the River Park Community Association.

4. CONFIRMATION OF MINUTES

15 RESOLVED Crs: Taylor and Glanville that the Minutes of the meeting held in the Council Chambers on Wednesday 18th January, 2017 be confirmed.

5. CLOSED COUNCIL

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

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- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the council, councillors, council staff or council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

5.1 GENERAL MANAGER'S MID YEAR PERFORMANCE REVIEW

This item is classified CONFIDENTIAL under section 10A(2)(a) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning particular individuals (other than councillors)

It is not in the public interest to reveal details of personnel.

- 16 RESOLVED** Crs: Morris and Jones that the Council move into a closed session to consider the following business together with any reports tabled at the meeting.

And further that pursuant to section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above and that the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

5.1 GENERAL MANAGER'S MID YEAR PERFORMANCE REVIEW

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Council closed its meeting at 9:16pm. The staff, public and media left the Chamber.

- 18** **RESOLVED** Crs: Jones and Glanville that the Council move out of closed and into open Council.

Open Council resumed at 11:20am.

RESOLUTIONS FROM THE CLOSED COUNCIL MEETING

The Mayor advised those present of the following resolution made while the meeting was closed to the public.

5.1 GENERAL MANAGER'S MID YEAR PERFORMANCE REVIEW

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO: PF

“that the Mayor issue a Memorandum to the General Manager with respect to his Mid Year Performance Review.”

The meeting adjourned at 11:20am.

Mark Francis, CEO of Murray Regional Tourism provided an update on Murray Regional Tourism progress and strategies projects.

The meeting reconvened at 1:10pm.

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6.1 FINANCE – ACCOUNTS

AUTHOR: Finance Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

- 19 RESOLVED** Crs Jones and Glanville that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 January 2017, be received and that the accounts paid as per Warrant No. 01/17 totaling \$1,444,703.23 be confirmed.

6.2 REQUEST TO REVIEW FINE IMPOSITION

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by Council of Council operations and reporting

FILE NO: 17/17/RA/R4

- 20 RESOLVED** Crs Morris and Taylor that Council waive the fine of \$533 imposed for commencing work without consent and that the person, the subject of the fine, be so advised.

6.3 FUNDING FOR AN ECONOMIC DEVELOPMENT STUDY FOR THE MURRAY REGION

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

STRATEGIC OBJECTIVE: 4.2 Strengthen and diversify the local economy

FILE NO:

- 21 RESOLVED** Crs Glanville and Jones that the Council advise RDA Murray that it will contribute \$4,000 to an economic development study for the Murray Region with such funds to be provided from the Council's economic development budget.

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Rowan Perkins declared a Pecuniary Interest in relation to Item 6.4 and left the Chamber at 1:15pm.

6.4 DEVELOPMENT APPLICATION 82/17/DA/D1

AUTHOR: TOWN PLANNER

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.1 Support sustainable use of our natural resources and built landscapes

FILE NO: 82/17/DA/D1

- 22 RESOLVED** Crs Jones and Taylor that Council defer the decision on Development Application 82/17/DA/D1 for the installation of a Transportable Dwelling until the March Council meeting.

Division:

In Favour: All

Against: Nil

Rowan Perkins returned to the Chamber at 1:30pm.

6.5 DEVELOPMENT APPLICATION 85/17/DA/DM

AUTHOR: TOWN PLANNER

STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.1 Support sustainable use of our natural resources and built landscapes

FILE NO: 85/17/DA/DM

- 23 RESOLVED** Crs Glanville and Morris: that the Development Application 85/17/DA/DM for the Concept Approval of Staged Redevelopment of Tocumwal Foreshore under the provisions of s.83B of the *Environmental Planning and Assessment Act 1979* be approved subject to the following conditions:

1. Approved Plans

The development shall be implemented in accordance with the details set out on the LMLA Tocumwal Foreshore Masterplan Report (Page 8), the application form and on any supporting information received with the application except as amended by the conditions specified hereunder.

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2. Concept Approval Only

This consent is only for the Concept Approval of a Staged Redevelopment of the Tocumwal Foreshore. Each stage of the Redevelopment will require a separate application to Council for Development Consent.

Division:

In Favour: All

Against: Nil

**6.6 HALF COST SCHEME 05-16-17 FOOTPATH –
LAWSON DRIVE, BAROOGA**

AUTHOR: Executive Engineer

**STRATEGIC OUTCOME: Sustainable natural and built
landscapes**

**STRATEGIC OBJECTIVE: 1.3 Connect and protect our
communities**

FILE NO: HSC 05-16-17

- 24 RESOLVED** Crs Morris and Bodey that Council defer its decision on the installation of the footpath in Lawson Drive, Barooga pending receipt of possible alternative solutions from staff.

6.7 LEASE TO K & S FREIGHTERS PTY LTD

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

**STRATEGIC OBJECTIVE: 4.4 Connect local, regional and
national road, rail, and aviation
infrastructure**

FILE NO:

- 25 RESOLVED** Crs Glanville and Curtin that the Council sign and seal a 5 year lease with K & S Freighters Pty Ltd for Lot 18 DP 1077717 at Tocumwal Aerodrome commencing 31st January, 2016.

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6.8 COMMITTEE OF MANAGEMENT

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

**STRATEGIC OBJECTIVE: 2.2 Ensure effective governance
by Council of Council operations
and reporting**

FILE NO: 05.101.3

26 RESOLVED Crs Curtin and Taylor that the Council:

- A) revoke existing members of the Finley School of Arts and War Memorial Hall Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Finley School of Arts and War Memorial Hall Committee of Management:

President: Cr Matt Hannan

Secretary: Mrs Jan Gray

Treasurer: Mr Dean Russell

Committee: Ms Sally Bickerton

Mrs Jill Oro

Mr Rob Hawkins

Mr Brad Carlon

Mr Ashley Haynes

Mr Seth Howell - Booking Officer

Mr Noel A'Vard

Mrs Kelly-Anne Lawler

Mr Ross Whittaker

Mr Waander Van Beek

6.9 FINANCIAL REVIEW

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

**STRATEGIC OBJECTIVE: 2.2 Ensure effective governance
by Council of Council operations
and reporting**

FILE NO:

27 RESOLVED Crs Morris and Taylor that the Council:

- Note the second quarterly review of the 2016/17 budget and vote the funds contained therein as shown in Appendix "F".

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- Note the Quarterly Budget Review Statement attached also as "Appendix "G".

6.10 DELIVERY PROGRAM PROGRESS REPORT

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2023 objective and strategies inform Council planning and community led projects

FILE NO:

28 RESOLVED Crs Glanville and Morris that the Council

1. note the Delivery Program Progress Report and December 2016 Quarterly Report and Review of the Annual Operational Plan 2016/17 circulated as Appendix "H".

6.11 CORPORATE WORKSHOP RESULTS

AUTHOR: General Manager

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2022 objective and strategies inform Council planning and community led projects

FILE NO:

29 RESOLVED Crs Curtin and Morris that the Council:

1. include those items in the Council's Fit for the Future Improvement Program the Council's Delivery Program where they are not already included
2. as its first preference, fund the dry side works of the Tocumwal Master Plan as follows:

Source	Amount
Grant	\$1,626,938
Community Contributions	\$300,000
Working Capital	\$826,938
Loan	\$500,000
Total	\$3,253,875

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3. meet with Tocumwal Foreshore Committee of Management to confirm an additional commitment to meet loan repayments for borrowings of \$300,000 for five years based on a ten year loan term noting that it has already committed to a cash contribution of \$200,000.
4. meet with Tocumwal Community Development Committee to confirm a \$100,000 cash contribution to the project.
5. that the induction training be adjusted to include role plays and scenarios specifically for Code of Conduct training.
6. develop a Council training program in the following areas:
 - Specific BSC financial training would be beneficial which in turn could be complemented by traffic light type reporting
 - Handling difficult people training
 - Social media skills training
 - Media training
 - Technology training
7. develop a training program for the Mayor and Deputy Mayor in the following areas:
 - Public speaking and speech writing
 - Presentation skills
 - Meeting
8. request Cr Curtin to continue to investigate the attraction of already settled refugees to the Shire area
9. include the following in its delivery program:

Issues	Comments
Outcome 1: Sustainable natural and built landscapes	

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Land Use and Development	<p>Legislative Reform – IPR related reforms re: participation and community consultation.</p> <p>Option for the Council to use current engagement framework and adapt as required by the legislation.</p> <p>Will increase length of time re Development Application processing with Mandatory Exhibition requirements (Still to be Newspaper).</p> <p>Expected to be cost neutral.</p>
Water and Sewer Asset Plans to be reviewed	Year 1 of Delivery Program.
Integrated Water Management Plan to be developed	<p>To be developed internally latter part of 2017.</p> <p>Costs to be factored into Asset Plan Reviews and subsequent review of LTFP.</p>
Review road / Transport Asset Plan	Likely to be year 3 of Delivery Program – active transport (cycle ways – trails to pick up on CSP projects may be a consideration)
Streetscape and Heritage	Continue to reflect rolling program of Heritage Grants and Street Scape/Town entry program
Objective 1.2	
Include new activities	<p>Tree assessment / Revegetation Projects / Tree Planting</p> <p>Pest Control – Management e.g.: Corellas, BioSecurity (County Council – likely to be associate of JO)</p>

10. initially fulfill its obligation to implement a Disability Inclusion Action Plan by making appropriate inclusions and amendments to its Liveability Plan with this to be followed by the development of a Disability Inclusion Action Plan.

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11. present street invigoration options to town chambers to generate input of ideas before the Council further considers its position.
12. Include, for consideration, construction of the proposed Railway Park toilets in its 2017/2018 budget
13. Request staff to develop costings for the establishment of toilets at cemeteries and bring these back to the Council for consideration.
14. Request staff to conduct an audit of toilet standards and to bring the results of this back to the Council for consideration.
15. That the safety concerns regarding the pedestrian crossing at Murray Street Finley be referred to the Local Traffic Committee
16. have additional tree plantings at non priority town entries introduced.

ITEMS FOR NOTING

- 7.1 NSW RURAL FIRE SERVICE – ZONE ARRANGEMENTS
- 7.2 VALUATION REPORT
- 7.3 DEVELOPMENT DETERMINATIONS FOR MONTH OF JANUARY 2017

- 30** **RESOLVED** Crs Jones and Bodey that Items for Noting numbered 7.1 to 7.3 inclusive be received and noted.

8.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING

- 31** **RESOLVED** Crs Taylor and Morris that recommendations numbered 1 to 7 inclusive of the Local Traffic Committee Meeting held on 7th February, 2017 be adopted.

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1. 2017 HUME VETERANS CYCLING CLUB – RACE APPROVAL

RECOMMENDATION NO.1- that

- Berrigan Shire Council approves the use of the following roads for the Hume Veterans Cycling Club's race event on receipt of RMS and NSW Police being listed as interested parties on the certificate of currency:
 - Mulwala Barooga Road (MR550) from the Federation Shire Boundary to Yarrawonga Road.
 - Yarrawonga Road from Mulwala Barooga Road (MR550) to Draytons Road
 - Draytons Road from Yarrawonga Road to the Federation Shire Boundary.

2. INSERTION OF DOUBLE LINES TO DENILIQVIN STREET, TOCUMWAL

RECOMMENDATION NO.2- that

- Berrigan Shire Council installs double white lines on Deniliquin Street, Tocumwal from Morris Street to Murray Street to prevent vehicles from carrying out U-turns.

3. FINLEY ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2017

RECOMMENDATION NO.3- that

- Finley Annual Anzac Day March -25th April, 2017 proceed as requested with the closure of Murray Street (Newell Highway), Finley between Ulupna Street and Berrigan Road (Riverina Highway) subject to Berrigan Shire Council's conditions.

6. INSUFFICIENT SIGHT DISTANCE AT THE INTERSECTION OF HOWE STREET AND PLUMPTONS ROAD, FINLEY

RECOMMENDATION NO.4- that Berrigan Shire Council

- Remove trees around the intersection of Howe Street and Plumptons Road to improve safe sight distance.
- Install advisory speed signage along Plumptons Road which also indicates the intersection of Howe Street and the bend ahead.

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**7. TEMPORARY ROAD CLOSURE FOR MURRAY RIVER
ROD RUN, 2017**

RECOMMENDATION NO.5- that

- Berrigan Shire Council , on receipt of RMS and NSW police being listed as interested parties on the organiser's certificate of currency, grant consent for the temporary road closure of:
 - a. Deniliquin Road between Cowley Street and Murray Street and
 - b. Deniliquin Street between Murray Street and Morris Street and
 - c. Duff Street between Deniliquin Road and Finley Street, Tocumwal.
 - d. Murray Street form Deniliquin Street and the north side of the roundabout subject to Berrigan Shire Council's conditions of consent.

**8. TOCUMWAL ANNUAL ANZAC DAY MARCH – 25TH
APRIL, 2017**

RECOMMENDATION NO.6- that

- the Tocumwal Annual Anzac Day March -25th April, 2017 proceed as requested with the closure of Deniliquin Street between Murray Street and Hennessy Street, Tocumwal as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

**9. BERRIGAN ANNUAL ANZAC DAY MARCH – 25TH
APRIL, 2017**

RECOMMENDATION NO.7- that

- Berrigan Annual Anzac Day March -25th April, 2017 proceed as requested with the closure of Chanter Street between Drummond Street and Jerilderie Street Berrigan as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

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MAYORS REPORT

Cr. Hannan reported that he had attended the following during the period:

- Australia Day celebrations
- John Hand 41 Years Service Dinner
- Finley School of Arts Annual General Meeting
- Greg Harmes – Tourism
- Corporate Workshop
- Chamber Presidents meeting
- RAMROC - Deniliquin
- Murray Darling Basin Association - Deniliquin
- Albury training

- 32 **RESOLVED** Crs: Morris and Jones that the Mayors report be received.

DELEGATES REPORTS

Cr Bruce

- Australia Day celebration
- Greg Harmes - Tourism

Cr Jones

- Australia Day celebration
- Corporate Workshop
- Murray Darling Basin Association
- Central Murray County Council

Cr Glanville

- Australia Day celebration
- Corporate Workshop
- Economic Development meeting - Finley

Cr Curtin

- Australia Day celebration
- Corporate Workshop
- Architect - Finley School of Arts

Cr Morris

- Australia Day celebration
- Corporate Workshop
- Architect - Finley School of Arts
- Finley School of Arts Annual General Meeting

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Cr Taylor

- Finley School of Arts Annual General Meeting
- Corporate Workshop
- Finley Chamber of Commerce
- Architect - Finley School of Arts

Cr Bodey

- Australia Day celebration
- Corporate Workshop
- Tocumwal Pre-School Annual General Meeting
- Tocumwal Chamber of Commerce

GENERAL BUSINESS

Cr Bodey

- Nil

Cr Taylor

- Option 3 plans

Cr Morris

- Nil

Cr Curtin

- Business Awards / Australia Day Awards
- Architect – Finley School of Arts Hall
- Joint Organisation Boundaries

Cr Glanville

- Leave of absence at next Committee meeting

Cr Jones

- Seat at Tocumwal Skate Park
- Tocumwal Chamber of Commerce meeting
- Directional sign for Tocumwal Skate Park / Visitor's Guide

Cr Bruce

- Nil

Cr Bruce left the Chambers at 2:43pm and did not return.

Director Corporate Services

- Hayes Park toilet mosaics
- Volunteer recognition

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Development Manager

- Barooga cemetery toilets

Director Technical Services

- Tree meeting at Tocumwal Monday morning

General Manager

- Pursue possible lane closure, lane 747

- 33** **RESOLVED** Crs Morris and Jones that Council revisit plan with architects with three modifications and investigate War Memorial Hall entry.

Cr Hannan

- Smarter Cities conference

There being no further business the meeting closed at 2:55pm.

