



## BERRIGAN SHIRE COUNCIL

**Minutes of the Council Meeting held in the Council Chambers on Wednesday, 18<sup>th</sup> February, 2015 commencing at 9.20 am.**

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**Min. No. Present:** Cr. Bernard Curtin (Mayor)  
Crs: John Bruce, Matthew Hannan, Denis Glanville, Colin Jones, Darryl Morris, Andrea O'Neill, Director of Corporate Services (Matthew Hansen), Director Technical Services (Fred Exton), Development Manager (Laurie Stevens) and General Manager (Rowan Perkins).

**Apology**  
**14 RESOLVED** Crs: Jones and Glanville that an apology for non attendance be received from Cr Brian Hill.

**Declaration of Items of Pecuniary and other Interests**  
nil

**4. CONFIRMATION OF MINUTES**  
**15 RESOLVED** Crs: O'Neil and Morris that the Minutes of the meeting held in the Council Chambers on Wednesday 21<sup>st</sup> January, 2015 be confirmed.

### **5.1 FINANCE – ACCOUNTS**

**AUTHOR:** Finance Manager

**STRATEGIC OUTCOME:** Good government

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

**16 RESOLVED** Crs: O'Neil and Hannan that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 January 2015, be received and that the accounts paid as per Warrant No. 01/15 totalling \$3,184,617.45 be confirmed.

**17 RESOLVED** Crs: Jones and Glanville that the Council defer Item 6 until later in the meeting.

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**5.2 LOCAL POLICY FOR THE RELOCATION OF PREVIOUSLY USED RESIDENCES**

**AUTHOR:** Development Manager

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

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

**FILE NO:**

**18 RESOLVED** Crs: Morris and Jones that the Local Policy for the Relocation of Previously Used Residences, as set out below, be adopted under the provisions of Section 161 of the Local Government Act 1993.

**1. POLICY STATEMENT**

This policy is to ensure the following:

- A consistent style of dwelling within an area.
- Some certainty to owners of existing properties that there is a minimum acceptable standard of dwelling development within an established streetscape.
- To prevent low cost; poor quality and inappropriate development.
- That genuine developers have the opportunity to undertake alternative residential construction in appropriate locations by re-using existing resources.
- That such projects are completed in an appropriate period of time with minimal impact on adjoining residents.
- To minimize potential exposure to previously used building products now banned from sale or use in residential construction (such as asbestos cement or lead paint) in the interests of environmental health.
- The protection of public interest.

**2. PURPOSE**

The purpose of this policy is to ensure that previously used residences should only be relocated to areas where upon completion they will be compatible with surrounding structures and be of a satisfactory quality, design, size and appearance which will positively contribute to the built environment of the proposed locality.

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**3. SCOPE**

This policy applies to the RU5 - Village Zones of Barooga, Berrigan, Finley and Tocumwal; and

to the R5 Large Lot Residential Zones throughout the Shire of Berrigan, under the provisions of Berrigan Local Environmental Plan 2013.

**4. OBJECTIVE**

This policy is developed to assist the Council with Delivery Plan Objective 1.1.1.3

*In accordance with relevant legislation, codes and policies – process and approve / refuse development applications.*

**5. DEFINITIONS**

Previously used residence– These are dwellings which have at some time been occupied. They may have been constructed as transportable buildings or conventionally constructed on a site with piers and platform floor.

Relocation - The physical moving of a residence from one site to another for the purposes of being used as a dwelling house.

**6. POLICY IMPLEMENTATION**

**6.1 Application**

Previously used residences must be compatible with the existing surroundings upon completion.

All residences must make a positive contribution to the built environment.

Previously used residences will generally only be considered appropriate as infill development in older established areas, not in newly established subdivisions or housing estates.

Where the proposed (previously used) residence is located on a site outside the Shire, the applicant must provide the Council with clear and current photographs of the structure and a written report from a suitably qualified and experienced building professional to state that the building is structurally sound and suitable for transportation by a competent person.

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Any building which was constructed elsewhere more than five years previously will be carefully scrutinized by the Council and applicants will need to provide a compelling submission to support the proposal to relocate. Such buildings may not satisfy the present construction standards required by the Building Code of Australia (for water proofing; glazing; framing, etc); but must satisfy the performance requirements of the Code.

Any building constructed before 1987 may potentially contain asbestos building products. Work Health & Safety Regulations now prohibit the use of asbestos and lead based paint in residential construction work. The relocation of a previously used residence is considered to be construction work and may therefore require the safe treatment or removal of such products.

Developers will need to satisfy the Council that the project will be completed within an acceptable period of time. This will vary depending upon the age, style and location of the building and may involve the payment of a ten thousand dollar (\$10,000) refundable cash bond or provision of a bank guarantee prior to commencement of any work. In any event, the Council will require the structure to have the external appearance of a new dwelling within three months of its relocation to any site.

## **6.2 Concessions**

It is expected that all development should positively contribute to the public domain. Buildings should be attractive when viewed from public places.

In developing policies, the Council hopes to provide guidance to potential developers and the general community as well as to development assessment staff.

The Council may choose to vary this plan at any time without further community consultation upon assessment of an individual development application. All proposals will be given a merit based assessment by authorised staff and proposals which fail to satisfy the requirements of this policy will be referred to the Council for final determination.

Applicants must satisfy the Council that there will be a positive community benefit gained from varying this plan.

Examples of this may include:

Dwellings which were constructed more than five years previously, that are to be relocated and modified by substantial additions or by

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cosmetic modernization such as brick veneering, replacement of windows, re-pitching and replacement of roofing.

A concession for relocation of a manufactured home from an approved caravan park or manufactured home estate onto a single residential allotment as a separate dwelling, granny flat, or accommodation for an additional member of the family

A concession may also be granted by the Council on the grounds of genuine financial hardship, where alternative accommodation is unattainable and the proposal will be an improvement to existing circumstances. This may be seen to be in the public interest where it will result in an improvement to the neighbourhood.

**6.3 Community Consultation**

The relocation of previously used dwellings into residential areas of the Village zone can often be quite a sensitive matter to the existing residents. It is important for the Council to ensure that an informed assessment of the merits of each proposal is made in the public interest. In order to achieve this, every application for relocation of a used residence, which was constructed more than five years previously and is proposed within the Village zone, will be publicly advertised and adjoining landowners invited to make comment.

**6.4 Council Requirements for submitting an Application**

All development proposals for relocation of previously used residences are required to obtain development consent from the Council in accordance with the provisions of the *NSW Environmental Planning & Assessment Act 1979*.

If development consent is granted to the applicant, it will then be necessary to obtain a construction certificate and to appoint a Principle Certifying Authority, prior to the commencement of any work.

Failure to do so is an offence under the Act, for which substantial penalties apply.

**6.5 Additional Requirements**

Additional information to be submitted with application:

- Plans
- Photographs
- Professional building condition report
- Approximate age or year of original construction (Where a building is less than 5 years old a copy of the previous

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construction approval documents or occupation certificate must be provided).

- Detailed specification of materials used in construction (including linings and cladding materials)
- Details of any proposed modifications
- Expected time table for completion of specified work
- Written submission in support of the proposal

Council requirements for submitting a development application are specified on the back of the development application form.

**7 RELATED LEGISLATION, POLICIES AND STRATEGIES**

**7.1 Legislation**

- *Local Government Act 1993*
- *Environmental Planning & Assessment Act 1979*
- *Berrigan Shire Council Local Environmental Plan 2013*
- *Work Health and Safety Act 2011*

**7.2 Council policies**

- Berrigan Shire 2023 (Community Strategic Plan)
- Berrigan Shire Council Development Control Plan 2014

**5.3 NAMING OF THE BAROOGA WALKING TRACK**

**AUTHOR:** Director Corporate Services

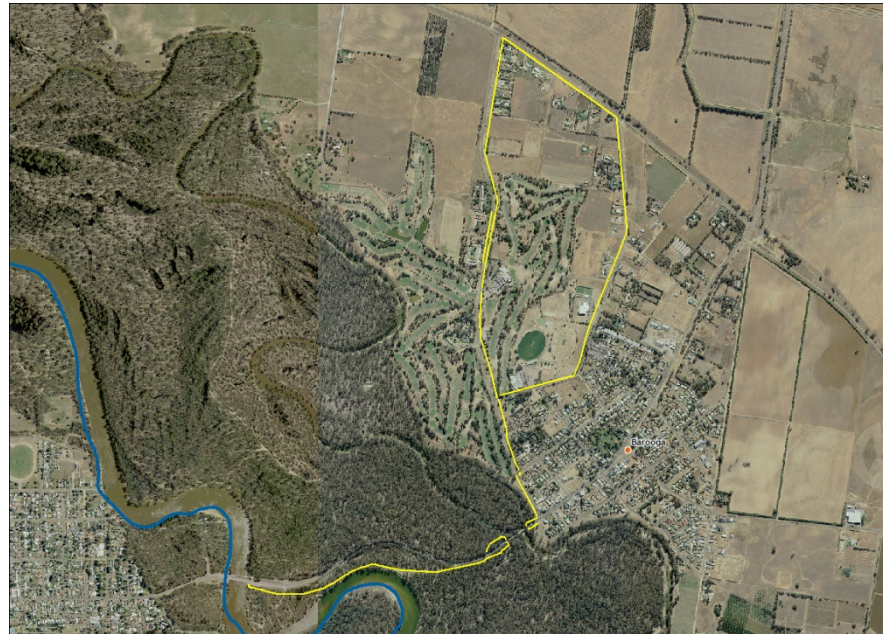
**STRATEGIC OUTCOME:** Supported and engaged communities

**STRATEGIC OBJECTIVE:** 3.2 Support community engagement through life-long learning, culture and recreation

**FILE NO:** 02.036.1

- 18 RESOLVED** Crs: Glanville and O'Neill that the Council name the footpath shown in the image below, the "Bullanginya Track" and advise other bodies as required.

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**5.4 CONDUCT OF 2016 COUNCIL ELECTION**

**AUTHOR: General Manager**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: 13.055.3**

**19 RESOLVED** Crs: O'Neill and Morris that the Council resolves:

1. Pursuant to S296(2) and (3) of the Local Government Act that an election arrangement be entered into by contract for the electoral Commissioner to administer all elections of the Council; and
2. Pursuant to S296(2) and (3) of the Local Government Act as applied and modified by S18, that a Council poll arrangement be entered into by contract for the electoral Commissioner to administer all council polls of the Council; and
3. Pursuant to S296(2) and (3) of the Local Government Act as applied and modified by S18, that a Council constitutional referendum arrangement be entered into by contract for the electoral Commissioner to administer all constitutional referenda of the Council.

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**5.5 FOOTPATH CONSTRUCTION – COBRAM STREET, BERRIGAN (FROM ALEXANDER AVENUE TO SOUTHERN BOUNDARY OF 74 COBRAM STREET)**

**AUTHOR: Executive Engineer**

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

**STRATEGIC OBJECTIVE: 3.1 Create safe, friendly and accessible communities**

**FILE NO: 28.167.2**

- 20 RESOLVED** Crs: Hannan and Morris that the Council include the footpath on the east side of Cobram Street, Berrigan from Alexander Avenue to the southern boundary of 74 Cobram Street in the Capital Works Program for 2015/16 to be constructed as a half-cost scheme.

Cr Bruce advised that the Barooga Recreation Reserve building had been flooded again.

**5.6 FIT FOR THE FUTURE – FACILITATION AND BUSINESS CASE**

**AUTHOR: General Manager**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: 13.010.1**

Cr O'Neill left the Chamber at 9.40 am and returned at 9.45 am.

- 21 RESOLVED** Crs: Hannan and Bruce that the Council formally withdraw from the current facilitation process with the Mid-Murray group of Councils regarding amalgamation and/or formation of a Mid-Murray Joint Organisation.

- 22 RESOLVED** Crs: O'Neill and Glanville that the Council prepare a business case, independent of the Office of Local Government, for a merger and a stand alone case and seek the co-operation of the Jerilderie Shire Council in the process at a cost to the Council up to \$60,000 and if the cost is over \$60,000 an Extraordinary Ordinary Council meeting will be held to further consider the matter.

The meeting adjourned at 10.20 am.

Mr Pat Westwood, Rural Fire Service, presented the meeting an outline of the 2015/16 RFS estimates bid.



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The Mayor made a presentation to the residents of Wiruna Street, Barooga being Messrs Brian Kearney, Graham Bignell, Brian Mitchell and Arthur Lewis for their work in establishing and maintaining the Wiruna Street drainage retention area.

The meeting reconvened at 11.22 am.

**5.7 RFS COROWA BERRIGAN ZONE ESTIMATES BID**

**AUTHOR: Director Corporate Services**

**STRATEGIC OUTCOME: Supported and engaged communities**

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

**FILE NO: 9.106.4**

- 23 RESOLVED** Crs: Hannan and Morris that the Council endorse the 2015/16 Rural Fire Service Corowa Berrigan Zone estimates bid.

**ITEMS FOR NOTING**

6.1 FIT FOR PURPOSE AFTER FIT FOR THE FUTURE

6.2 DEVELOPMENT DETERMINATIONS FOR MONTH OF JANUARY 2015

- 24 RESOLVED** Crs: O'Neill and Glanville that Items for Noting numbered 6.1 to 6.2 Inclusive be received and noted.

**Min. No.**

**COMMITTEE REPORTS**

**7.1 MINUTES OF THE RISK MANAGEMENT COMMITTEE HELD ON WEDNESDAY, 4<sup>TH</sup> FEBRUARY, 2015 COMMENCING AT 4.00 pm**

- 25 RESOLVED** Crs: Morris and Jones that recommendations numbered 1 to 3 inclusive of the Risk Management Committee Meeting held on 4<sup>th</sup> February, 2015 be adopted.

**4. RLSSA POOL AUDIT ACTION PLAN**

**AUTHOR: Enterprise Risk Manager**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: 27.121.2**

**RECOMMENDATION NO 1:**

1. that Council note the RLSSA Pool Audit Action Plan attached as Appendix 1;
2. that the Council adopt the following recommendations of the RLSSA Pool Audit, and identified on the Pool Audit Action Plan.

1. All swim teachers hold a current AUSTSWIM teacher licence or equivalent (All pools);

*Recommend that Council staff ensure anybody hiring the pool for the purpose of conducting swimming lessons holds the appropriate qualifications and provides evidence of this.*

2. All program leaders or instructors hold a current qualification appropriate to the group and activity undertaken (All pools);

This specifically relates to aquatic activities such as swimming coaching, diving coaching, aqua-aerobics, infant and pre-school children. Dependent upon the group demographic and the type of activity, there is a list of qualifications the RLSSA require as a minimum.

*Recommend that Council staff ensure anybody hiring the pool for the purpose of conducting these activities holds the appropriate qualifications and provides evidence of this.*

3. Any staff dealing with special needs clients receive training or accreditation in appropriate qualifications (All pools);

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*Recommend that lifeguards should not be responsible for ensuring they hold the appropriate qualifications for dealing with special needs groups as this can be varied and outside the scope of our lifeguard's qualifications. Appropriate qualifications are specific to those school groups hiring the pool, with the responsibility of identifying and determining the need for this with those groups.*

4. The facility provide functional defibrillation equipment for use by qualified staff (Tocumwal and Berrigan pools);

*Finley Pool is currently the only pool with defibrillation equipment, with Berrigan considering purchasing the equipment. Recommend the purchase of any equipment the responsibility of the Committee, however Council would need to ensure that there are people trained in its use. This may include volunteers and lifeguards.*

5. Exits from the facility must be marked with illuminated signage (All pools);

*Recommend illuminated signs not be installed in accordance with the Building Code. The pool building's dimensions do not support the installation of illuminated signage. The pools are never open outside of daylight hours, with natural light available.*

6. An emergency lighting system be installed that is automatically activated in the event of lighting or power failure (All pools);

*Recommend that an emergency lighting system not be installed in accordance with the Building Code. The pool building's dimensions do not support the installation of an emergency lighting system.*

7. The nature of change room floors and walls should be of a suitable slip resistance and non-abrasive surface (All pools);

*Recommend that the floors and walls remain as is. Council's Building Surveyor inspected the change room floors and walls and provided the following assessment:*

*Whilst the concrete floors are a little worn in some places, applying a non-slip coating would potentially create more problems with peeling, and further trip and slip hazards. The walls are solid brick with minimal risk of injury; applying lining would be of significant cost, with minimal risk reduction.*

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8. Consideration be given to the installation of the following (All pools):
- Ramps
  - Handrails
  - Change areas
  - Hoists
  - Lifts

*Recommend no further action with installation of the listed items. This was raised in the 2007 audits. Further action was not recommended. Installation of these items would be costly and it is doubtful if the benefits would justify the cost. Berrigan Shire Council residents with special needs have access to a suitable facility at Barooga, one subsidised by the Council.*

9. All facilities maintain a current Keep watch @ Public Pools Partner Agreement which is renewed every 12 months, including (All pools):
- a) Erecting signage consistent with Keep Watch @ Public Pools;
  - b) Making available Keep Watch @ Public Pools resources at facility entry points.

*Recommend no further action in renewing an agreement with RLSSA Keep Watch @ Public Pools.*

*Initially when the Keep Watch @ Public Pools program was introduced it allowed the Council access to resources free of charge, this included flyers, posters and signage.*

*Whilst Keep Watch @ Public Pools is a policy which is enforced at all pools, to continue as a registered partner of the program now involves purchasing the resources.*

10. Two qualified staff members are in the facility and on duty at any time it is open (Finley and Berrigan Pools);

*Recommend no change to the current practice of one lifeguard.*

*Due to the layout of the pools at Finley and Berrigan, this has been a recommendation from the early pool audits conducted in 2007. Actions then were to assess appropriate staffing levels. In line with the 2014 audit it is timely to reassess staffing levels to ensure Council is still committed to the practice of employing only one lifeguard at the pools.*

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11. All isolated areas be sufficiently supervised and regularly checked such as changerooms every 30 – 60 minutes;

*Recommend no further changes to current practices.*

*Due to the practice of employing only one lifeguard, conducting periodic checks of changerooms is not achievable, unless volunteers are used to conduct checks. Changerooms are checked at the beginning and end of the pool session.*

12. Changes in gradient, in depths less than 1.6 metres be marked with signage on the adjacent concourse or above the water and, as soon as possible with signage or markers on the pool floor (Tocumwal Pool);

*Recommend that depth indication is applied onto the pool floor following an assessment when the pool is emptied at the end of the season.*

*Current depth indication is at 1.0m and 1.5m using tiles on the pool edges.*

13. The metric depth markings be situated to allow them to be viewed from within the pool and conform to the following characteristics (Tocumwal Pool):

- a) At least 100mm in height in a colour contrasting with their backgrounds;
- b) Be posted at shallow water, deep water and at gradient changes.

*Recommend no further action be taken and the risks with non-compliant tiles be absorbed.*

*Depth markings are on the side of the pool which can be viewed from within the pool, however the height of the numbers at Tocumwal is approximately 75mm, not the 100mm as stipulated.*

14. Where no diving signs are used that they be compliant with current pictograms (All pools).

*Recommend no further action be taken regarding installation of new signage.*

*Below is the current no diving sign erected at the pools:*

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*Below is what the current pictogram should look like:*



[http://www.online-](http://www.online-sign.com/build_sign.php?pic=263)

[sign.com/build\\_sign.php?pic=263](http://www.online-sign.com/build_sign.php?pic=263)

*Council's Signs as Remote Supervision Policy, adopted on 20/11/2013 states that as new standards are released and symbols change, existing signage will continue to reflect retrospective standards until complete sign replacement is deemed necessary.*

**Min. No.**

**5. RISK MANAGEMENT STRATEGIC PLAN REVIEW**

**AUTHOR:** Enterprise Risk Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 27.121.2

**RECOMMENDATION NO 2:** that the review of the 2013-2016 Risk Management Strategic Plan, circulated as Appendix 2 be noted.

**6. LOOSE-FILL ASBESTOS INSULATION UPDATE**

**AUTHOR:** Enterprise Risk Manager

**STRATEGIC OUTCOME:** Good government

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

**FILE NO:** 27.121.2

**RECOMMENDATION NO 3:** that the Council write to the State Ministers and Workcover concerning the remedial action to be taken with the identification of loose-fill asbestos insulation within the Berrigan Shire and recommending that the effected properties be demolished and the sites remediated and owners compensated.

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**Min. No.**

**7.2 MINUTES OF A CORPORATE SERVICES COMMITTEE MEETING HELD ON WEDNESDAY 4th FEBRUARY, 2015 IN THE COUNCIL CHAMBERS COMMENCING AT 4.30 pm.**

- 26 RESOLVED** Crs: Jones and Glanville that recommendations numbered 1 to 2 inclusive of the Corporate Services Committee Meeting held on 4<sup>th</sup> February, 2015 be adopted.

**5. RE-ESTABLISHMENT OF ALCOHOL FREE ZONES**

**AUTHOR: Director Corporate Services**

**STRATEGIC OUTCOME: Supported and engaged communities**

**STRATEGIC OBJECTIVE: 3.1 Create safe, friendly and accessible communities**

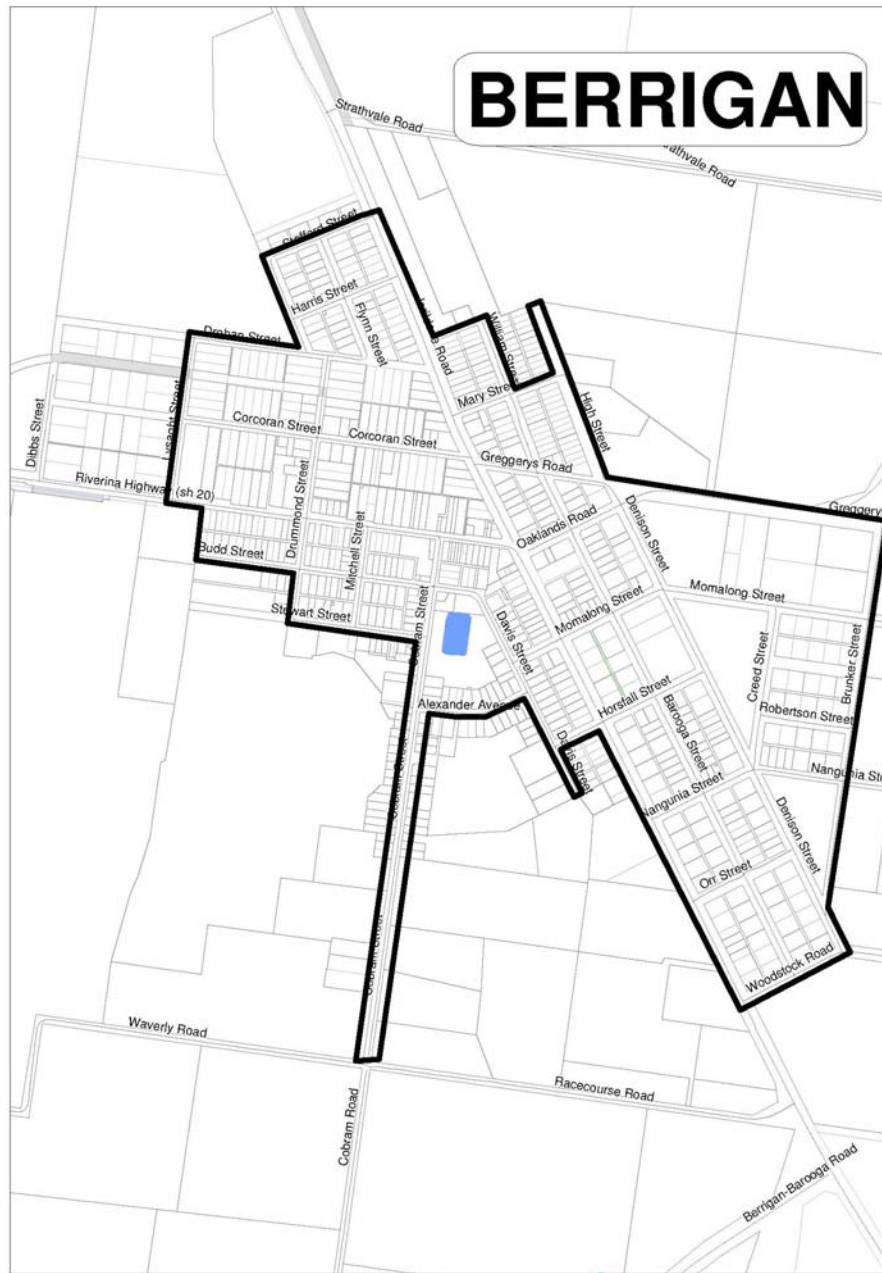
**FILE NO: 24.128.14**

**RECOMMENDATION NO 1:** that the Council advertise its intention to re-establish Alcohol Free zones in accordance with Section 644B(4) of the *Local Government Act* 1993, for twenty-four hours per day, for a four year period commencing on 1 July 2015 until 30 June 2019, affecting the areas within the Shire depicted in the plans below:





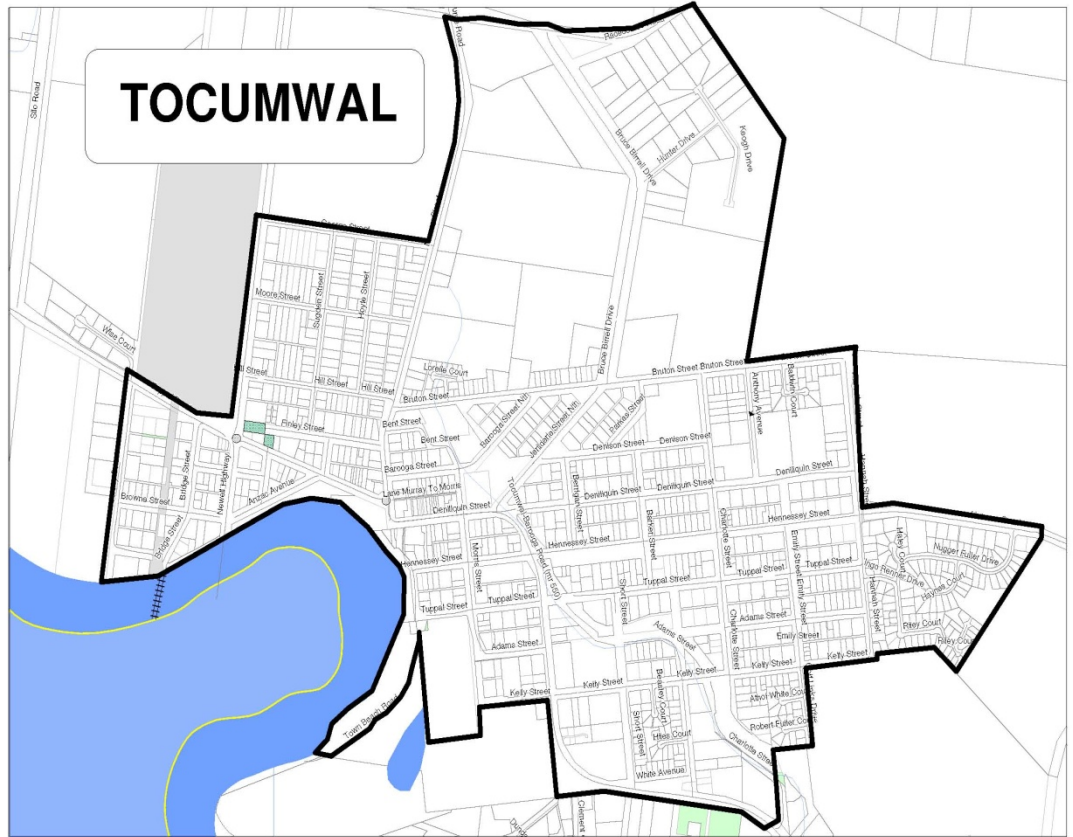
**Min. No.**



**Min. No.**



**Min. No.**



Further, that written submissions be invited until 27 March 2015 with any submissions to be considered by the Council at the meeting to be held on 15 April 2015.

**GENERAL BUSINESS**

**Finley Showgirl Dinner**

**RECOMMENDATION NO 2:** that the Council meet the cost of Cr. Hill and partner to attend the Finley Showgirl dinner.

- 21 Minutes of the Ordinary Council meeting held in the Council Chambers on Wednesday, 18<sup>th</sup> February, 2015.
- 

**Min. No.**

**7.3 MINUTES FOR LOCAL TRAFFIC COMMITTEE MEETING HELD ON TUESDAY 3<sup>RD</sup> FEBRUARY, 2015 COMMENCING AT 11:00 AM**

- 27 RESOLVED** Crs: Morris and Glanville that recommendations numbered 1 to 4 inclusive of the Local Traffic Committee Meeting held on 3<sup>rd</sup> February, 2015 be adopted.

**1. 5<sup>TH</sup> MURRAY RIVER ROD RUN ROAD CLOSURE – SECTIONS OF DENILQUIN ROAD AND DENILQUIN STREETS AND DUFF STREET, TOCUMWAL**

**RECOMMENDATION NO.1** – that Council approve the road closure with condition that RMS and NSW Police be listed as parties of interest on the Certificate of Currency.

**2. TRUCK BRAKE NOISE COMPLAINTS – BAROOGA RESIDENTIAL AREAS**

**RECOMMENDATION NO.2** – that signs advising trucks not to use air brakes not be installed in Barooga.

**3. SCHOOL CROSSING DENISON STREET, FINLEY (TUPPAL STREET END)**

**RECOMMENDATION NO.3** – that former school crossing at the catholic school in Denison Street, Finley not be reinstated.

**6. PROPOSED PEDESTRIAN CROSSING AT JERILDERIE STREET, BERRIGAN NEAR MOMALONG STREET INTERSECTION.**

**RECOMMENDATION NO.4** – that no pedestrian crossing be created in Jerilderie Street, Berrigan in front of the skate park.

**Min. No.**

**MAYORS REPORT**

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

- Australia Day Committee meeting
- Australia Day celebrations
- Tocumwal VIC future meeting
- Inland Rail meeting at Narrandera
- RAMROC executive meeting
- Chamber Presidents meeting, Finley
- Fit for the Future and JO areas facilitation, Mathoura
- Corporate Workshop, Bendigo
- Berrigan Children's Centre opening of landscape gardens.

**28 RESOLVED** Crs: Morris and O'Neill that the Mayors report be received.

**DELEGATES REPORTS**

**Cr O'Neill**

- Australia Day
- Berrigan & District Development Association

**Cr Morris**

- Youth Development Committee
- Australia Day
- Finley Farmers Market
- Finley Recreation Reserve Committee of Management meeting
- Finley Chamber of Commerce Industry and Agriculture meeting

**Cr Glanville**

- Australia Day
- Tocumwal Chamber of Commerce and Tourism Meeting
- Tocumwal Lions Club 40th anniversary dinner

**Cr Jones**

- Australia Day
- Tocumwal Chamber of Commerce and Tourism meeting re Visitor Information Centre
- Tocumwal Chamber of Commerce and Tourism meeting
- Tocumwal Lions Club 40th anniversary dinner
- Mild to Wild shed

**Cr Bruce**

- nil

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**GENERAL BUSINESS**

**Cr O'Neill**

- nil

**Cr Morris**

- Fence at McNaught's Berrigan
- Finley Stand pipe – landholders using – needs to be locked
- Malone Mews – fencing

- 29 RESOLVED** Crs: Hannan and Morris that the Council issue a Press Release regarding the damage to trees at Railway Park and the Council and community concern concerning the tree damage.

**Cr Glanville**

- Speed signs in Marion Drive

**Cr Jones**

- nil

**Cr Bruce**

- Press Release concerning the Council's position with Fit for the Future.

**Cr Curtin**

- TAFE \$1,000 scholarship request, 4 x \$250 at Finley TAFE per annum

- 30 RESOLVED** Crs: Glanville and Morris that the Council provide Finley TAFE with a 4 x \$250 scholarship each year to assist resident students with the purchase of books.

- Berrigan Caravan Park
- CSU Scholarship has been awarded to Matthew Bonaddio

**Development Manager**

- Department of Planning has listed the Council in the top six of Development Applications approval rating
- Environmental Trust – contaminated site found – RAMROC, REROC

**Director Technical Services**

- Nil

**Director Corporate Services**

- nil

**Min. No.**

**General Manager**

- Executive Certificate – enroll:  
Crs: O’Neill, Hannan, Morris, Glanville and Curtin
- Invite Phillip Eales and Noel McCallum to morning tea in recognition of 40 years’ service to the Council.
- Land sales at the Tocumwal Aerodrome.
- Garage Sale – combined Chambers
- McCaughey Institute visit

The meeting adjourned at 12.53pm and reconvened at 1.20 pm.

- Caretakers – the General Manager advised the meeting in relation to two caretakers.
- Tocumwal Chamber of Commerce and Tourism – Visitor Information Centre handback to the Council.

**31**        **RESOLVED** Crs: O’Neill and Glanville that the Council write to the Tocumwal Chamber of Commerce and Tourism and advise that the Council will not accept the Visitor Information Centre handback as it did not give it to the Chamber but is happy to work with the Chamber to resolve other issues.

**32**        **RESOLVED** Crs: Glanville and Morris that the Council adopt the actions from the Corporate Workshop as set out below and include in the draft Capital Works Program the Footpath Construction – Cobram Street, Berrigan (From Alexander Avenue To Southern Boundary Of 74 Cobram Street).

**Community Survey Results**

1. Consult with Nexus Research to determine a model for future surveys to reduce the length of the single survey possibly including more frequent or more focused surveys.
2. Develop a new community information model to highlight the Council’s activities.
3. Further investigate, initially through detailed assessment of the survey results, methods to improve satisfaction with:
  - Roads, footpath and drains repair and maintenance;
  - Economic and Business development activities; and



**Min. No.**

- Planning scheme, applications services

**Fit for the Future**

1. Include a reference to the Shire's "stability" and "maturity" in the proposal – i.e. slow but steady growth rather than spurts or decline.
2. Make mention of the Council's spare capacity in its basic infrastructure – i.e. water, sewer etc. that would allow for population growth of up to 30%
3. Include a reference to the Cobram-Barooga "sister town" relationship and the capacity and specialisation this arrangement allows Barooga and the rest of the Shire
4. Seek "travel to work in Berrigan Shire" data for Moira Shire and our NSW neighbours. Suspect that main connections are with Moira rather than Jerilderie, Deniliquin etc.
5. Include in SWOT analysis
  1. Strength – 30% population growth without significant infrastructure upgrade
  2. Threat – RMS/State/Federal government funding withdrawal
  3. Threat – Loss of employment prospects in Local Government for locals
  4. Threat – Funding for National Parks
6. Include reference to Council's discretionary reserves and financial flexibility.

**Capital Works Program**

1. General Manager to convene a meeting of interested Councillors and members of the Barooga Botanical Gardens Committee of Management to progress the final design and siting of the proposed new toilets at the Gardens.
2. General Manager to clarify the Council's current position in relation to town entry improvement funding.
3. Director of Technical Services to clarify the status of the LIRS funded drainage works.

**Min. No.**

**Cr Curtin**

Discussion about Council boundaries.

**6 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
- (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.

**6.1 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:

**Min. No.**

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

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

**33**        **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*.

**6.1**        GENERAL MANAGER'S MID YEAR PERFORMANCE REVIEW

Council closed its meeting at 2.40 pm. The public, staff and media left the Chamber.

**Min. No.**

Open Council resumed at 5.10 pm.

**RESOLUTIONS FROM THE CLOSED COUNCIL MEETING**

The following resolutions of the Council while the meeting was closed to the public were read to the meeting by the Mayor:

**6.1 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.”

There being no further business the meeting closed at 5.10 pm.