



**Minutes of the Council Meeting held in the Council Chambers on Wednesday, 18<sup>th</sup> November, 2015 commencing at 9.15 am.**

---

**Min. No. Present:** Cr. Brian Hill, Deputy Mayor  
Cr. John Bruce, Matthew Hannan, Denis Glanville, Colin Jones, Daryll Morris, Andrea O'Neill, Director of Corporate Services (Matthew Hansen), Development Manager (Laurie Stevens) and General Manager (Rowan Perkins).

**Apology**  
**255 RESOLVED** Crs: O'Neill and Morris that an apology for non attendance be received from Cr. Bernard Curtin (Mayor)

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

#### **4. NOTICE OF RESCISION 01/2015**

**256 RESOLVED** Crs: Jones and Glanville that Minute No. 228 of the Extraordinary Council meeting held on 7<sup>th</sup> October, 2015 which states:

“that Council accepts the tender submission of Concrete Skateparks for Contract No. T04/15/16 for the contract sum of \$150,000 (inc GST) and that contract documents be signed and sealed accordingly.”

be rescinded.

Note: refer to Item No's 6.11 and 8.1 for further information.

#### **5. CONFIRMATION OF MINUTES**

**257 RESOLVED** Crs: Jones and Morris that the Minutes of the meeting held in the Council Chambers on Wednesday 21<sup>st</sup> October, 2015 be confirmed.

#### **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

**Min. No.**

- 258**      **RESOLVED** Crs: Bruce and Jones that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31 October 2015, be received and that the accounts paid as per Warrant No. 10/15 totalling \$1,828,202.83 be confirmed.

**6.2      COUNCIL SERVICE PRESENTATION AND  
CHRISTMAS FUNCTION**

**AUTHOR: Director Corporate Services**

**STRATEGIC OUTCOME:    Good government**

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

**FILE NO: 22.017.1**

- 259**      **RESOLVED** Crs: O'Neill and Jones that the Council, pursuant to the provisions of its Drug and Alcohol Free Workplace Policy, designate the following events as "approved events" at which alcohol may be provided and consumed in accordance with the Policy:

- Council Service Presentation Function at Berrigan Sportsground on 19<sup>th</sup> November, 2015.
- Councillors and Staff Christmas Function at Tocumwal Football Netball Club social rooms – 11 December 2015.

**6.3      YOUTH DEVELOPMENT COMMITTEE**

**AUTHOR: Strategic & Social Planning Coordinator**

**STRATEGIC OUTCOME:    Supported and engaged  
communities**

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

**FILE NO: 03.036.7**

- 260**      **RESOLVED** Crs: Morris and Bruce that the Council:

- A) Revoke existing members of the Youth Development Committee
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Youth Development Committee

Chairman    Cr Matthew Hannan

**Min. No.**

Secretary Jo Ruffin  
Treasurer Warwick Douglas  
Committee Cr. Brian Hill, Kieran Davis, Penny Jones, Tracie  
Doohan, Deb White

**6.4 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:**

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

1. Note the first quarterly review of the 2015/16 budget and vote the funds contained therein as shown in Appendix "A".
2. Note the Quarterly Budget Review Statement attached also as "Appendix "B"

**6.5 INTEGRATED PLANNING AND REPORTING  
TIMETABLE**

**AUTHOR: Strategic & Social Planning Coordinator**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: 04.121.4**

**262 RESOLVED** Crs: Morris and Jones that the Council adopt the following timetable to complete its Integrated Planning and Reporting process for implementation in the 2015-2016 financial year:

1. Week beginning 7 December 2015 conduct Capital Works inspection tour
2. 16 December 2015 review Long Term Financial Plan
3. 20 January 2016 adopt draft Capital Works Program
4. Week beginning 8 February 2016 conduct 2 day Corporate Workshop in the Berrigan Shire area which will include:
  - 4.1. Overview of Resourcing Strategy inclusive of current Long Term Financial Plan and draft Capital Works Program

**Min. No.**

- 4.2. An initial review of Delivery Program 2013 - 2017
- 4.3. Identifying priority projects for further scoping and consideration for inclusion in Annual Operational Plan 2016 – 2017

5. 20 April 2016 Council to

- 5.1. Review Delivery Program 2013-2017
- 5.2. Review Draft Operational Plan 2016 - 2017
- 5.3. Review Draft Rating and Revenue Policy 2016 – 2017; and
- 5.4. Review Draft Fees and Charges 2016 – 2017.

6. 18 May 2015 endorse for public exhibition and comment

- 6.1 Review of Resourcing Strategy 2013 - 2023 inclusive of Reviewed Long Term Financial Plan 2016 - 2026, Workforce Development Plan 2013 – 2017 including updated Organisational Structure 2016- 2017), & Asset Management Strategy 2013 – 2023
- 6.2 Review of Delivery Program 2013-2017
- 6.3 Draft Annual Operational Plan 2016 – 2017
- 6.4 Draft Rating and Revenue Policy 2016 – 2017; and
- 6.5 Draft Fees and Charges 2016 – 2017.

7. 15 June, 2016 adopt

- 7.1. All of the above as a final Integrated Plan; and
- 7.2. Set 2016 - 2017 rates and charges by resolution.

The Strategic & Social Planning Coordinator entered the meeting at 9.45 am.

**6.6 REFORM OF LOCAL GOVERNMENT**

**AUTHOR: General Manager**

**STRATEGIC OUTCOME: Good government**

**STRATEGIC OBJECTIVE: 2.3 Strengthen strategic relationships and partnerships with community, business and government**

**FILE NO:**

**263**

**RESOLVED** Crs Morris and Jones that the Council:

- 1) Maintain its current position to stand alone, unless a merger with Jerilderie Shire council can be funded to make it sustainable in the long term.

**Min. No.**

- 2) Submit a template indicating no merger preferences and a stand-alone position unless additional funding to make a merger with Jerilderie Shire Council sustainable is provided.

**6.7 ANNUAL REPORT 2014/15**

**AUTHOR: Strategic & Social Planning Coordinator**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO:**

- 264** **RESOLVED** Crs: Bruce and Glanville that the Council adopt the 2014/15 Annual Report attached as Appendix "F" and formally advise the Minister for Local Government that it has been published electronically on the Council's website.

**6.8 AGENCY INFORMATION GUIDE**

**AUTHOR: Director Corporate Services**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: 16.002.1**

- 265** **RESOLVED** Crs: O'Neill and Glanville that, pursuant to section 21 of the *Government Information (Public Access) Act 2009* the Council adopt the Agency Information Guide below:

Berrigan Shire Council's agency information guide describes who we are and what we do.

It also describes how members of the public, community organisations, the media and government agencies can interact with us, access information held by us and change information you believe to be incorrect.

**THE COUNCIL, ITS STRUCTURE AND FUNCTIONS**

**Legal identity**

Berrigan Shire Council is constituted and operates under the provisions of the Local Government Act 1993. The Council is responsible for providing local government representation and services for the residents of Berrigan Shire.

**Min. No.**

Berrigan Shire was proclaimed by the New South Wales State Government on 15 May 1906 and has existed within substantially the same boundaries since that date. Located on the Murray River in the southern Riverina, the Shire area covers approximately 2,100 square kilometres and is home to more than 8,400 residents.

**Integrated Planning and Reporting**

Berrigan Shire's preferred future is established in *Berrigan Shire 2023*, the Shire's Community Strategic Plan. This plan was developed in conjunction with our community under the Integrated Planning and Reporting (IP&R) framework established by the Office of Local Government.

As well as *Berrigan Shire 2023*, the IP&R framework includes a suite of other plans, strategies and reports that are used by the Council to support the provision of a range of services, programs and initiatives on behalf of residents and others and advances Berrigan Shire as a lifestyle and investment destination of choice.

You can view the Council's suite of plans and strategies under the IP&R framework at the Council Administration Office and on the Council website at <http://www.berriganshire.nsw.gov.au/Council/Documents/ManagementPlansCodesReports.aspx>

**Corporate Structure and functions**

Berrigan Shire Council is led by a General Manager who is responsible for the efficient operation of the Council and for ensuring implementation of the Council's decisions. The General Manager is appointed by the Council under a standard contract.

The Council is made up two major divisions, each managed by a Director.

- Technical Services
- Corporate Services

Each department is responsible for the services as shown below:

Technical Services	Corporate Services
Roads, Bridges and Footpaths	Administration, HR and finance
Depot	Rates and charges
Animal control	Saleyards

**Min. No.**

Stormwater drainage	Early intervention service
Parks and Gardens	Recreation reserves
Water and Sewerage	Libraries
Environmental Health	Public swimming pools
Building control	Rural Fire Service
Waste control	Tourism
Town planning	Cemeteries
Council buildings	Caravan parks
Development	Social and cultural planning
Aerodrome	

Outside this structure the Council has a series of Committees of Management that operate under section 355 of the *Local Government Act 1993*. You can find a complete list of these committees on the Council website at <http://www.berriganshire.nsw.gov.au/Council/CommitteesofCouncil.aspx>

**LOCAL GOVERNMENT AND THE PUBLIC**

As a service organisation, the majority of the activities of Berrigan Shire Council may have an impact on you. The following is an outline of how the broad functions of the Council may affect you and others.

- **Service functions** involve the Council providing services and facilities to the public. This includes the provision of public infrastructure such as roads, water supply and sewerage systems, waste collection and recycling services, community infrastructure such as libraries, halls and recreation reserves and human services such as Early Childhood Intervention.
- **Regulatory functions** place restrictions on the use of land and on some other activities in order to mitigate any adverse effect on community amenity and the environment and to protect the life and safety of the public. Members of the public must be aware of, and comply with, such functions.
- **Ancillary functions** include, for example, the resumption of private land and the power for the Council to enter onto a person's land. In general, these activities will only affect the owners of the property.

**Min. No.**

- **Revenue functions** have a direct effect on the public in that the Council can compel landholders in the Shire to pay rates and charges lawfully made by the Council. The Council's revenue functions have an indirect effect on the public in that revenue raised by the Council is used to fund the services and facilities provided to the community.
- **Administrative functions** do not affect the public directly but the impact of these functions on the efficient and effective provision of services by the Council may affect the public.
- **Enforcement functions** such as impoundment of wandering stock directly affects those members of the public who are in breach of certain legislation. It has an indirect effect on the wider community through the maintenance of community amenity.
- **Community support functions** include such matters such as facilitation of community and business activity within the Shire and advocating for the needs of the community with other levels of government.

The Council exercises its functions under the *Local Government Act 1993*. As well as the *Local Government Act*, the Council has powers under a number of other Acts including:

<i>Coastal Protection Act 1979</i>	<i>Privacy and Personal Information Protection Act 1998</i>
<i>Community Land Development Act 1989</i>	<i>Protection of the Environment Operations Act 1997</i>
<i>Companion Animals Act 1998</i>	<i>Public Health Act 1991</i>
<i>Contaminated Land Management Act 1997</i>	<i>Recreation Vehicles Act 1983</i>
<i>Conveyancing Act 1919</i>	<i>Roads Act 1993</i>
<i>Environmental Planning and Assessment Act 1979</i>	<i>State Emergency &amp; Rescue Management Act 1989</i>
<i>Fire Brigades Act 1989</i>	<i>State Emergency Service Act 1989</i>
<i>Fluoridation of Public Water Supplies Act 1957</i>	<i>Strata Schemes (Freehold Development) Act 1973</i>
<i>Food Act 1989</i>	<i>Strata Schemes (Leasehold Development) Act 1986</i>
<i>Graffiti Control Act 2008</i>	<i>Strata Schemes Management Act 1996</i>



## **Min. No.**

<i>Government Information (Public Access) Act</i> 2009	<i>Swimming Pools Act</i> 1992
<i>Heritage Act</i> 1977	<i>Unclaimed Money Act</i> 1995
<i>Impounding Act</i> 1993	<i>Water Act</i> 1912
<i>Library Act</i> 1939	<i>Water Management Act</i> 2000
<i>Noxious Weeds Act</i> 1993	<i>Work Health and Safety Act</i> 2011

## **PARTICIPATION IN LOCAL GOVERNMENT**

### **Representation**

Local government in New South Wales is based on the principle of representative democracy. This means that eligible voters elect representatives to their local Council to make decisions on their behalf. In New South Wales, elections are held every four years.

Berrigan Shire Council is represented by a publicly elected Council that is responsible for providing leadership in the development and implementation of a program of actions that contribute to the Shire community's vision.

Berrigan Shire Council is represented by eight councillors, headed by a Mayor.

Councillors serve a four year term; the current Council was elected in September 2012. Berrigan Shire is not divided into wards and councillors are elected at large.

The Mayor is elected by the Councillors from among their number and serves for a 12 month term. The current Mayor was elected in September 2015.

The role of the Council is to:

1. Represent the community and advocate its viewpoint
2. Formulate policy and strategic direction and make decisions that will benefit the community as a whole
3. Oversee the implementation of policy and key strategic plans and review the performance of the organisation
4. Set and approve the Council budget

### **Meetings**

Berrigan Shire Council holds an ordinary meeting of the Council on a monthly basis. This is ordinarily scheduled for the third

**Min. No.**

Wednesday of the month, commencing at 9.15am. The venue for the meeting is the Berrigan Shire Council Chambers, 56 Chanter St Berrigan. The Council may choose to vary the time, date or venue of meetings or hold an extraordinary meeting.

The Council also holds meetings of various committees of the Council on the Wednesday two weeks before the third Wednesday of the month.

You can find Council and committee meeting times on the Council website (<http://www.berriganshire.nsw.gov.au>) and they are also advertised in the Southern Riverina News and the Cobram Courier. Ordinary meetings of the Council are open to the public, except as allowed for in the *Local Government Act 1993*.

**Public participation**

Council's Community Engagement Framework (2011) strengthens Council's commitment to supporting the participation of individuals, groups and communities in Council planning and decision making. It guides the development of Council's Community Strategic Planning engagement strategies and consultation on local issues.

Opportunities exist for you and other members of the community to participate in all facets of the governance of the Council. There is participation through the formal decision-making structures and through the many support units and groups that contribute to the Council's affairs.

Outside the formal structures of decision-making the Council has a procedure for receiving and responding to complaints and suggestions from the public about the Council and its functions. You are also encouraged to contact Councillors to put forward your views regarding issues relating to the Council. You can find contact details for the Councillor's on the Council website at <http://www.berriganshire.nsw.gov.au/Council/YourCouncillors.aspx>

Many Council plans, codes and policies are placed on display for public comment before final adoption by the Council. Notification of requests for public comment is made on the Council website (<http://www.berriganshire.nsw.gov.au>) and in the Southern Riverina News and the Cobram Courier.

These draft plans and codes also available on the Council website and also are available for perusal at the Council administration office and the Barooga, Berrigan, Finley and Tocumwal branches of the Berrigan Shire Library Service.

You and other members of the public are invited to join the various committees of management that operate facilities such as

**Min. No.**

recreation reserves, public halls and parks and gardens. Other committees open to the public include various advisory and support groups on issues such as youth, public libraries and community assistance.

**COUNCIL INFORMATION AND ACCESS TO INFORMATION**

**List of Council documents available to the public**

The *Government Information Public Access Act 2009* (GIPA Act) and associated regulation provides you with a general right of access to information held by the Council as long as it does not infringe privacy or other laws or there are public interest considerations against disclosure

A range of information about the Council and its operations is available on the Council's website and/or the Council administration office in Berrigan

You are entitled to inspect these documents held by the Council on the Council's website – unless there is an unreasonable additional cost to the Council to publish these documents on the website – or at the offices of the Council during ordinary office hours or at any other place as determined by the Council.

Any current or previous document of this type may be inspected by you free of charge. Copies can be supplied for reasonable copying charges.

1. Information about Council and Council meetings
  - a. Code of meeting practice
  - b. Agendas, minutes and business papers for any meeting of the Council or any committee of the Council
  - c. Councillors expenses and facilities policy
2. Council Administration
  - a. Berrigan Shire Council Code of Conduct
  - b. Annual Report, Financial Statements and Auditor's Report
  - c. Equal Employment Opportunity Management Plan
  - d. Land Register,
  - e. Investment Register,
  - f. Delegations Register
  - g. Register of voting on planning matters
  - h. Register of graffiti removal work
3. Plans and policies,

**Min. No.**

- a. A range of Council policies are available on the Council's website  
<http://www.berriganshire.nsw.gov.au/Council/Documents/CouncilPolicies.aspx>
  - b. Other Council plans, strategies and reports can be found at:  
<http://www.berriganshire.nsw.gov.au/Council/Documents/ManagementPlansCodesReports.aspx>
4. Development and Planning
- a. Environmental planning instruments and development control plans
  - b. Development Applications and associated documents
5. Other documents.
- a. Leases and licences for use of public land classified as community land
  - b. Register of contracts
  - c. Register of gifts
  - d. Returns of the interests of Councillors, designated persons and delegates (Note: only available at the Council Administration Office)
  - e. Register of current declarations of disclosures of political donations

**How to Access Information the Council holds**

Under the GIPA Act the Council has an obligation to provide greater accessibility to government information for the public.

Documents available for free can be found on the Council's website (<http://www.berriganshire.nsw.gov.au>) or picked up in person at the Council's office in Berrigan during office hours.

You may come to the Council's office at 56 Chanter Street, Berrigan, and view the Council's open access information during office hours (8.00am to 5.00pm Monday to Friday excluding public holidays).

Any person can request to view his/her own personal record and can request the alteration of certain information that is held by the Council in connection with its administrative functions and if the information is, in the person's opinion, incomplete, incorrect, out of date or misleading. Any records of a legal or accounting nature cannot be altered without proper approval or advice.

The Director Corporate Services has been appointed as the Council's Public Officer and Right to Information Officer. Among

**Min. No.**

other duties, the Director Corporate Services may deal with requests from the public concerning the Council's affairs and has the responsibility of assisting people to gain access to public documents of the Council. The Director Corporate Services is also responsible for determining applications for access to documents or for the amendment of records.

The Council will endeavor to make as much information as possible available proactively or upon request, unless there is an overriding public interest against disclosure. In some cases, it may be necessary to lodge a formal access application. Access forms are available on the Council's website or by contacting the Council's Public Officer.

Requests for amendment of a document of the Council which you feel is incorrect will require you to make written application to the Director Corporate Services in the first instance.

Matthew Hansen  
Director Corporate Services  
Berrigan Shire Council  
PO Box 137  
BERRIGAN NSW 2712

Telephone: (03) 5888 5100.  
Email: [mail@berriganshire.nsw.gov.au](mailto:mail@berriganshire.nsw.gov.au)

**Office of the Information and Privacy Commissioner**

The Office of the Information and Privacy Commissioner (OIPC) has been established to oversee the GIPA Act. The OIPC provides information about the right to access information held by NSW government agencies, including Councils.

You can contact the OIPC via:

Level 11, 1 Castlereagh St  
SYDNEY NSW 2001  
GPO Box 7011  
SYDNEY NSW 2001  
Telephone: 1800 472 679  
Email: [ipcinfo@ipc.nsw.gov.au](mailto:ipcinfo@ipc.nsw.gov.au)

**6.9 FINANCIAL STATEMENTS 2014/15**

**AUTHOR: Director Corporate Services**

**STRATEGIC OUTCOME: Good government**

**Min. No.**

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

**FILE NO: 12.019.1**

- 266 RESOLVED** Crs: O'Neill and Morris that the Council, not having received any submissions in relation to its 2014/15 Annual Statements and having considered the reports presented by its Auditors, RSD Chartered Accountants, adopt the 2014/15 Annual Statements and the Report on the conduct of the Audit.

**6.10 SEPTEMBER QUARTER 2015 PROGRESS REPORT**

**AUTHOR: Strategic & Social Planning Coordinator**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO:**

- 267 RESOLVED** Crs: Morris and Jones that the Council note the September 2015 Quarter Progress Report of the Annual Operational Plan 2015/16 circulated as Appendix "G".

The Strategic and Social Planning Coordinator left the meeting at 9.57 am.

**6.11 TENDER NO. T04/15/16 – DESIGN AND  
CONSTRUCTION OF TOCUMWAL SKATE PARK  
REDEVELOPMENT**

**AUTHOR: Enterprise Risk Manager**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: T04/15/16, 21.101.14**

- 268 RESOLVED** Crs: Bruce and Jones that Council accepts the tender submission of VFG Skateparks for Contract No. T04/15/16 for the contract sum of \$150,000 (inc GST).

**6.12 EVENT FUNDING – PGS SOUTHERN DIVISION  
TRAINEE CHAMPIONSHIPS.**

**AUTHOR: Economic Development Officer**

**Min. No.**

**STRATEGIC OUTCOME:** Diverse and resilient business  
**STRATEGIC OBJECTIVE:** 4.3 Diversify and promote local  
tourism

**FILE NO:** 08.063.3

- 269** **RESOLVED** Crs: Jones and Glanville that the Council allocates \$5000 to funding the PGA Southern Division Trainee Championships in May 2016.

**6.13 FIXING COUNTRY ROADS**

**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:**

- 270** **RESOLVED** Crs: Bruce and Hannan that the Council lodge an expression of interest for the reconstruction of two causeways on Lower River Road, Tocumwal for funding under Round 2 of Fixing Country Roads.

The meeting adjourned at 10.20 am and the Mayor made an Australian Citizenship presentation to:  
Ms Kittiya ARDTAISONG

**A presentation was also made to the Alexander Garden**

**Competition winners:**

BAROOGA - Mr R and Mrs F Thatcher, 38 Buchanans Road

BERRIGAN Ms Mary Mills, 11 Stewart Street

FINLEY Mr Scottie and Mrs Gail Thow, 21-23 Denison Street

TOCUMWAL Mr PA & Mrs JT Boake, 15 Golf Links Drive

The meeting reconvened at 11.05 am.

**ITEMS FOR NOTING**

7.1 2014/2015 WORKERS COMPENSATION AND WORK  
HEALTH AND SAFETY REPORT

7.2 EARLY CHILDHOOD INTERVENTION SERVICE

7.3 KIDSFEST 2015

**Min. No.**

7.4 DEVELOPMENT DETERMINATIONS FOR MONTH OF  
OCTOBER 2015

**271**      **RESOLVED** Crs: Bruce and O'Neill that Items for Noting numbered  
7.1 to 7.4 Inclusive be received and noted.

**8 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.



**Min. No.**

**8.1 TENDER NO. T04/15/16 – DESIGN AND  
CONSTRUCTION OF TOCUMWAL SKATE PARK  
REDEVELOPMENT**

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

(d) commercial information of a confidential nature that would, if disclosed:

(i) prejudice the commercial position of the person who supplied it, or

**272 RESOLVED** Crs: Glanville and Morris 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*.

**8.1 TENDER NO. T04/15/16 – DESIGN AND  
CONSTRUCTION OF TOCUMWAL SKATE PARK  
REDEVELOPMENT**

Council closed its meeting at 11.12 am. The public and media left the Chamber.

**8.1 TENDER NO. T04/15/16 – DESIGN AND  
CONSTRUCTION OF TOCUMWAL SKATE PARK  
REDEVELOPMENT**

**AUTHOR: Enterprise Risk Manager**

**STRATEGIC OUTCOME: Good government**

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

**Min. No.**

**FILE NO: T04/15/16, 21.101.14**

**273**      **RESOLVED** Crs: Jones and O'Neill that Council notes the information provided in relation to tender No. T04/15/16.

**274**      **RESOLVED** Crs: O'Neill and Jones that the Council move out of closed and into open Council.

**Min. No.**

Open Council resumed at 11.16 am.

**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:

**8.1 TENDER NO. T04/15/16 – DESIGN AND  
CONSTRUCTION OF TOCUMWAL SKATE PARK  
REDEVELOPMENT**

**AUTHOR: Enterprise Risk Manager**

**STRATEGIC OUTCOME: Good government**

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

**FILE NO: T04/15/16, 21.101.14**

**“that Council notes the information provided in relation to tender  
No. T04/15/16.”**

**Min. No.**

**9.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 10<sup>TH</sup> NOVEMBER, 2015.**

**275** **RESOLVED** Crs: Bruce and Jones that recommendations numbered 1 to 2 inclusive of the Local Traffic Committee Meeting held on 10<sup>th</sup> November, 2015 be adopted.

**1.SOUTH COREE ROAD AND RIVERINA HIGHWAY, FINLEY – ROAD AND MAINTENANCE**

**RECOMMENDATION NO.1-** that

- Berrigan Shire Council provides RMS with traffic data in relation to the turning movements at the intersection of South Coree Road and the Riverina Highway, Finley to allow RMS to assess the risks and hazards associated with this intersection.
- RMS is to design a temporary signage solution for the intersection and supply this design to Berrigan Shire Council whom will invoice RMS for carrying out the works.
- RMS is to design and implement a permanent solution within its Corridor Planning Section in due course

**2. BERRIGAN ANNUAL COMMUNITY CHRISTMAS NIGHT MARKET –TEMPORARY ROAD CLOSURE**

**RECOMMENDATION NO.2** - that the closure of Chanter Street, Berrigan be approved for the Berrigan Annual Community Christmas Night Market on 4 December 2015 subject to the following:

- The current traffic control plan is amended to include additional detour signs and additional no turning signs and
- Emergency services are made aware of the event

**MAYORS REPORT**

There was no report from the Mayor as he was absent.

**Min. No.**

**DELEGATES REPORTS**

**Cr O'Neill**

- Reform of Local Government public meeting

**Cr Morris**

- Reform of Local Government public meeting
- Chamber Presidents meeting

**Cr Hannan**

- Jerilderie Shire Council meeting
- Kidsfest
- Youth Development Committee meeting
- Meeting with Adrian Piccoli MP
- Finley Farmers Market rotunda meeting
- Finley Chamber of Commerce, Industry and Agriculture
- Finley Recreation Reserve meeting
- Reform of Local Government public meeting
- FDT meeting – Tocumwal Visitor Information Centre

**Cr Glanville**

- Jerilderie Shire Council meeting
- International Children's Games meeting
- Reform of Local Government public meeting
- Kidsfest

**Cr Jones**

- Jerilderie Shire council meeting
- Kidsfest
- Reform of Local Government public meeting
- FDT meeting – Tocumwal Visitor Information Centre

**Cr Bruce**

- Meeting with Adrian Piccoli MP
- Meeting with Minister for Local Government
- Country Mayor's meeting

**Cr Hill**

- Nil

**GENERAL BUSINESS**

**Cr O'Neill**

- Drainage meeting proposed for 25th November
- Barooga National Parks bins – National Parks and Wildlife Service

**Min. No.**

- Fruit Fly update

**Cr Morris**

- RV Friendly update

**Cr Hannan**

- Tocumwal Visitor Information Centre

**276 RESOLVED** Crs: O'Neill and Glanville that the Council continue discussions with FDT in relation to the Visitor Information Centre and other bodies to manage volunteers.

**Cr. Glanville**

- nil

**Cr Jones**

- Mosquito spraying
- Weed spraying at Creek Walk
- Town beach road
- Newell Highway flooding

**Cr Bruce**

- Fence at Barooga cemetery removed – new one to go up – sign ready.
- Barooga Recreation Reserve building flooded again
- Toilets at Barooga Botanical Gardens approaching completion

**Development Manager**

nil

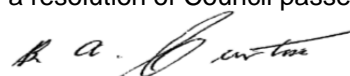
**Director Corporate Services**

- Finley School of Arts update – change locks
- Memorial Park Finley – upgrade by RSL
- T Cricket Club didn't get grant (note this is not correct)

**General Manager**

- Annual Service Presentations tomorrow
- RAMROC – election of Chairperson
- Christmas Function to be held on 11<sup>th</sup> December, 2015
- Funding Program
- Aerodrome meeting tonight
- School presentations – nominate school to attend
- RAMROC Country Mayors meeting

There being no further business the meeting closed at 12.38 pm.



.....  
Chairman