



**Minutes of the Council Meeting held in the Council Chambers on
Wednesday, 20th February, 2019 commencing at 9:35am**

Min. No.

PRESENT: Cr Matthew Hannan (Mayor)

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

1. APOLOGIES

Nil

2. DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTEREST

Rowan Perkins declared a Pecuniary Interest in Item 5.2 as the applicant is a family member.

4. CONFIRMATION OF MINUTES

18 RESOLVED Crs Reynoldson and Morris that the Minutes of the meeting held in the Council Chambers on Wednesday 16th January, 2019 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)

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- (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.

5.1 GENERAL MANAGER'S END OF YEAR PERFORMANCE REVIEW

This item is classified CONFIDENTIAL under section 10A(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 the personal matters concerning individual staff.

5.2 DEVELOPMENT APPLICATION 105/18/DA/D9 KERB & GUTTER COSTS

This item is classified CONFIDENTIAL under section 10A(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 the personal matters concerning individual staff.

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- 19** **RESOLVED** Crs Bodey 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*.

Council closed its meeting at 9.35am. The public and media left the Chamber.

Open Council resumed at 12.05pm.

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:

RESOLVED Crs Bruce and Jones that the Council pay 50% of \$4,586.50 of the additional Developer's costs.

Rowan Perkins returned to the meeting at 12.07pm.

6.1 FINANCE - ACCOUNTS

AUTHOR: Finance Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 12.066.1

- 24** **RESOLVED** Crs Bodey and Morris that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 31

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January 2019, be received and that the accounts paid as per
Warrant No. 01/19 totaling \$1,761,773.58 be confirmed.

6.2 RMS BLOCK GRANT

AUTHOR: Director Technical Services

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

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

FILE NO: 28.128.1

- 25 RESOLVED** Crs Reynoldson and Morris that the Council enter into
the Regional Roads Block Grant Agreement 2018/19 with the NSW
Roads and Maritime Services.

**6.3 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

- 26 RESOLVED** Crs Glanville and Morris that the Council:

- Provide public notice of its intention to re-establish Alcohol Free
zones in accordance with Section 644B(4) of the *Local
Government Act 1993* in line with its proposal attached as
Appendix "D"
- Invite written submissions until 29 March 2019 with any
submissions to be considered by the Council at the meeting to be
held on 17 April 2019.

**6.4 AMENITIES BUILDING – BERRIGAN CARAVAN
PARK**

AUTHOR: General Manager

STRATEGIC OUTCOME: Diverse and resilient business

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STRATEGIC OBJECTIVE: 4.2 Diversify and promote local tourism

FILE NO:

- 27** **RESOLVED** Crs Bodey and Reynoldson that the Council refer \$7,500 to its draft 2019/2020 budget for renovation of the Berrigan Caravan Park amenities building.

6.5 SAVE OUR RECYCLING

AUTHOR: General Manager

STRATEGIC OUTCOME: Sustainable natural and built landscapes

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

FILE NO: 31.160.2

- 28** **RESOLVED** Crs Taylor and Reynoldson that the Council:
1. Sign up to Local Government NSW's campaign, Save Our Recycling, to advocate that 100% of the Waste Levy collected by the NSW Government be reinvested in waste avoidance, recycling and resource recovery.
 2. Make representation to the local State Member(s), in support of this campaign.
 3. Write to the Premier, the Hon Gladys Berejiklian MP, the Opposition Leader, the Hon Luke Foley MP, the Minister for Local Government and the Minister for the Environment, the Hon Gabrielle Upton MP, and the Shadow Minister for the Environment and Heritage, Penny Sharpe MLC, seeking bipartisan support for 100% reinvestment of the waste levy collected each year into waste avoidance, recycling and resource recovery.
 4. That Council take a lead role in activating the Local Government NSW Save Our Recycling campaign locally.
 5. Endorse the distribution and display of the Local Government NSW Save Our Recycling information on Council premises, as well as involvement in any actions arising from the initiative.
 6. Formally advise Local Government NSW that Council has endorsed the Save Our Recycling advocacy initiative

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6.6 2019-20 DRAFT CAPITAL WORKS BUDGET

AUTHOR: Finance Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 04.121.4

- 29 RESOLVED** Crs Glanville and Bruce that the Council adopt the 2019-20 Capital Work Program attached as **Appendix “E”** as a draft for inclusion in its draft 2019-2020 Operational Plan

6.7 WAAAF CREEK WALK – TOCUMWAL

AUTHOR: Director Corporate Services
STRATEGIC OUTCOME: Sustainable natural and built landscapes

STRATEGIC OBJECTIVE: 1.2 Retain the diversity and preserve the health of our natural landscapes and wildlife

FILE NO: 21.180.2

- 30 RESOLVED** Crs Jones and Morris that the Council adopt the WAAAF Creek Walk Concept Plan attached as **Appendix “F”**

7. ITEMS FOR NOTING

- 7.1 2020 COUNCIL ELECTION
- 7.2 CEMETERIES AND CREMETORIA – CHANGES TO REGULATION
- 7.3 DIRECTOR TECHNICAL SERVICES - COUNCIL APPRECIATION
- 7.4 DEVELOPMENT DETERMINATIONS FOR MONTH OF JANUARY 2019

- 31 RESOLVED** Crs Bruce and Bodey that Items for Noting numbered 7.1 to 7.4 inclusive be received and noted.

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**8.1 MINUTES OF THE CORPORATE SERVICES
COMMITTEE MEETING**

32 RESOLVED Crs Glanville and Bodey that recommendations numbered 5 to 7 of the Corporate Services Committee Meeting held on 6th February, 2019 be adopted.

5. MODEL CODE OF MEETING PRACTICE

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

**STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives
and strategic actions facilitate the
effective governance by Council of
Council operations and reporting**

FILE NO: 13.044.1

RESOLVED Crs Glanville and Morris that in terms of the optional provisions of the model Code of Meeting Practice, the Council include:

Clause 3.2;
Clause 3.10 with a specified period of 7 business days;
Clause 3.12;
Clause 3.32;
Clause 3.33;
Clause 3.34
Clause 3.36;
Clause 3.37;
Clause 5.14;
Clause 5.15;
Clause 8.1;
Clause 13.1;
Clause 13.2;
Clause 13.3;
Clause 13.4;
Clause 13.5;
Clause 13.6;
Clause 13.7;
Clause 15.14;
Clause 15.16 and referring to Clause 15.14;
Clause 17.12;
Clause 17.13;
Clause 17.14;
Clause 17.15;
Clause 17.16;

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Clause 17.17;
Clause 17.18;
Clause 17.19; and
Clause 17.20;

6. "HEART OF THE SOUTHERN RIVERINA" TRADEMARK

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives
and strategic actions facilitate the
effective governance by Council of
Council operations and reporting

FILE NO: 08.160.2

RESOLVED Crs Glanville and Morris that the Council renew its
Trademark – "Heart of the Southern Riverina"

**7. MURRAY RIVER EXPERIENCE – FORESHORE BUILDING
DESIGN**

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Diverse and resilient business

STRATEGIC OBJECTIVE: 4.1 Strengthen and diversify the
local economy and invest in local
job creation and innovation

FILE NO: 05.101.7

RESOLVED Crs Morris and Glanville that the Council accept the fee
proposal from GPG Architecture and Design for the
development of plans for the proposed Tocumwal
Foreshore commercial facility.

**8.2 MINUTES OF THE TECHNICAL SERVICES
COMMITTEE MEETING**

33 **RESOLVED** Crs Morris and Jones that recommendation numbered
5 of the Technical Services Committee Meeting held on 6th February,
2019 be adopted.

5. DEPOT WORKSHOP OPERATIONS

AUTHOR: Director Technical Services

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STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.1 Berrigan Shire 2027 objectives and strategic actions facilitate the effective governance by Council of Council operations and reporting

FILE NO: 29.094.2

RESOLVED Crs Bruce and Morris:

1. That the Council's staff structure be amended to include a second position in Council's workshop designated as Mechanic and that advertisements be placed for a Qualified Mechanic.
2. That provision be included in the budget at the next quarterly review for \$15,000 for additional workshop equipment to allow in house servicing of light vehicles.

9. MAYORS REPORT

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

- Australia Day celebrations
- Meeting with Sporties
- Chambers Presidents meeting
- School of Arts Committee of Management meeting
- ABC Interview
- Austin Evans – showgrounds grant funds
- Wheelchair rugby
- RAMJO

34 **RESOLVED** Crs Morris and Taylor that the Mayors report be received.

10. DELEGATES REPORTS

Cr Daryll Morris left the Council Chamber at 12:35pm and did not return.

Cr Ross Bodey

- Australia Day celebrations
- Splashpark Official Opening

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Cr John Taylor

- Australia Day celebrations

Cr Roger Reynoldson

- Australia Day celebrations

Cr Denis Glanville

- Australia Day celebrations
- Splashpark Official Opening

Cr Colin Jones

- Australia Day celebrations
- Funeral – ex Councillor Keith Mutch
- Splashpark Official Opening

Cr John Bruce

- Australia Day celebrations
- Barooga Advancement Group meeting
- Splashpark Official Opening

11. GENERAL BUSINESS

Cr John Bruce

- Australia Day nomination
- Barooga Adventure Park

Cr Colin Jones

- Creek walk
- Centrelink

Cr Denis Glanville

- Nil

Cr Roger Reynoldson

- Nil

Cr John Taylor

- Thanks to Director Corporate Services
- Newcastle reinvigoration

Cr Ross Bodey

- Nil

Engineering Services Manager

- Recycling contract

Director Technical Services

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- Nil

Director Corporate Services

- Finley School of Arts plans received
- Crown Land improvement program

Development Manager

- Nil

General Manager

- Tocumwal Ambulance Steering Committee delegate

- 35** **RESOLVED** Crs Bodey and Glanville that the Council delegates Cr Colin Jones as its representative on the Tocumwal Ambulance Steering Committee.

There being no further business the meeting closed at 12.45pm.