



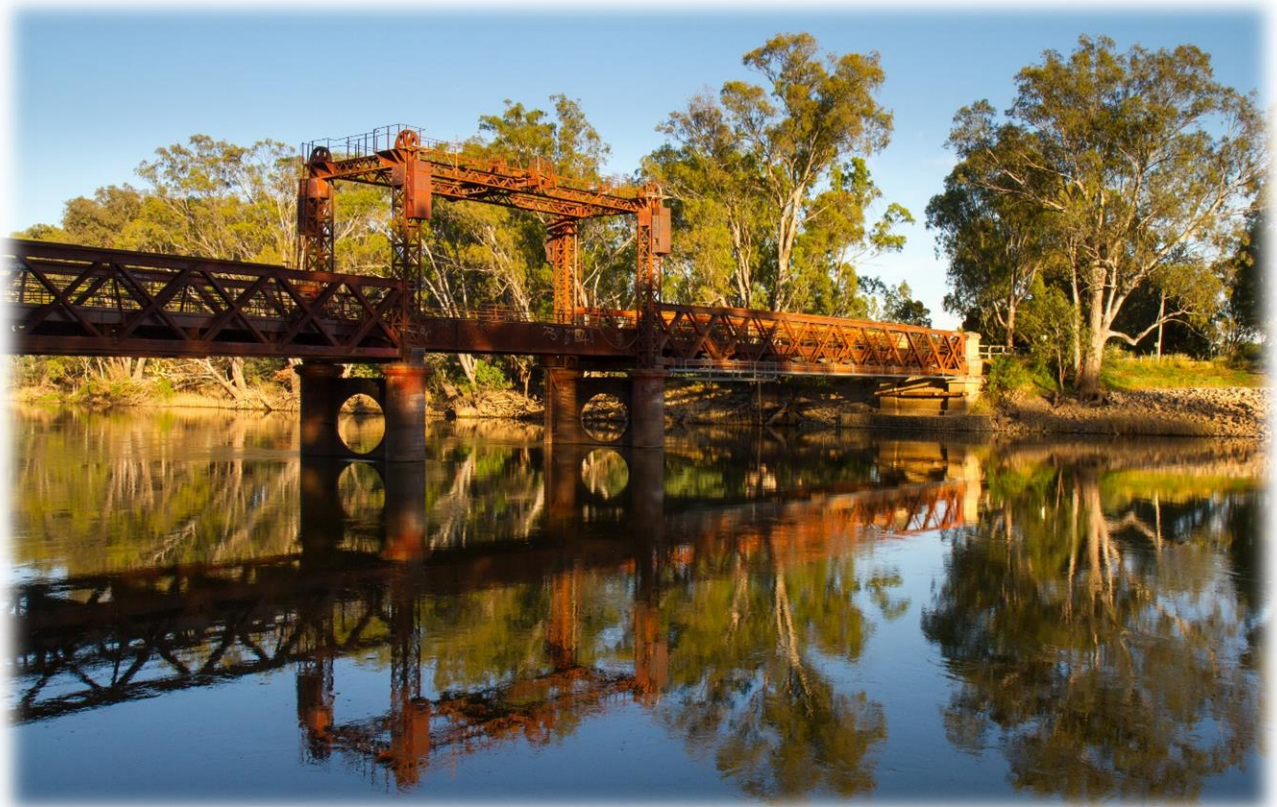
ORDINARY MEETING OF COUNCIL

Held on Wednesday 18 March 2020

at 11:00am

Council Chambers

56 Chanter Street, Berrigan



Minutes



Minutes of the Ordinary Council Meeting held
on Wednesday 18th March, 2020 commencing at 11:00am

Min. No.

PRESENT:

Crs: Matthew Hannan (Mayor), Daryll Morris (Deputy Mayor), John Bruce, Colin Jones, Denis Glanville, Ross Bodey, John Taylor and Roger Reynoldson

The following staff were also in attendance:

Rowan Perkins (General Manager), Matthew Hansen (Director Corporate Services), Matthew Clarke (Director Technical Services) and Laurie Stevens (Development Manager)

1. APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Nil

2. DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTERESTS

45 **RESOLVED** Cr John Taylor declared a significant non-Pecuniary Interest in Item 7.5 as his sister and son are members of the Finley War Memorial Committee of Management.

3. VISITORS

Nil

4. CONFIRMATION OF MINUTES

46 **RESOLVED** Crs Morris and Taylor that the minutes of the meeting held in the Council Chambers on Wednesday 19th February, 2020 and the minutes of the extraordinary meeting held in the Council Chambers on Wednesday 4th March, 2020 be confirmed.

5. MAYORAL MINUTES

Nil

6. NOTICE OF MOTION

Nil

7.1 FINANCE - ACCOUNTS

- 47 **RESOLVED** Crs Reynoldson and Glanville that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 29 February 2020, be received and that the accounts paid as per Warrant No. 02/20 totaling \$1,993,254.50 be confirmed.

7.2 BERRIGAN SPORTSGROUND TREE WORKS

- 48 **RESOLVED** Crs Morris and Taylor that the Council approve the tree works identified in tree assessments for Stafford Street, Berrigan and the Berrigan Sportsground.

7.3 FINLEY TREE WORKS

- 49 **RESOLVED** Crs Bodey and Morris that the Council approve the tree works identified in the tree assessments, included as **Appendix 'A'**, for Murray Street and Newell Highway, Finley in preparation for tree planting as part of the town entrance project.

7.4 TRANSFER OF WATER TO SPORTIES

- 50 **RESOLVED** Crs Taylor and Bodey that the Council, not having received any submissions pursuant to S356 of the Local Government Act and having considered the social and economic value of the continued operation of a high quality attraction at the Cobram Barooga Golf Club and subject to the following:

- Receipt of the required Ministerial approval;
- The Sporties Group maintaining an open membership policy;
- The Sporties Group not trading any water out for the next twelve months; and
- The water provision being a one off event

agrees to transfer 200ml from its Barooga Town water Supply allocation to the Sporties Group at a cost of \$50 per megalitre for use on the Cobram Barooga Golf Club.

Cr John Taylor left the Council Chambers at 11:05am.

7.5 FINLEY WAR MEMORIAL HALL COMMITTEE OF MANAGEMENT & FINLEY SCHOOL OF ARTS COMMITTEE OF MANAGEMENT

51 RESOLVED Crs Morris and Reynoldson that the Council:

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

President/Secretary:	Sally Bickerton
Treasurer:	Dean Russell
Committee:	
	Robb Hawkins
	Aaron Taylor
	Jill Orro

- d) make the following delegation for the Finley War Memorial Hall Committee of Management

care, control and management of the Finley War Memorial Hall.

- e) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the Finley School of Arts Committee of Management:

President:	Ross Whittaker
Secretary:	Jan Gray
Treasurer:	Christine Lawlor
Committee:	
	Noel A'Vard
	Kelly-Anne Lawlor
	Anne Freeston
	Ted Gray

- f) make the following delegation for the Finley School of Arts Committee of Management

care, control and management of the Finley School of Arts

Cr John Taylor returned to the Council Chambers at 11:06am.

7.6 COUNCILLOR SUPERANNUATION

- 52 **RESOLVED** Crs Taylor and Bodey that the Council make a submission to the Office of Local Government that the superannuation be paid to Councillors in addition to allowance.

7.7 PROPOSED COMPULSORY ACQUISITION OF EASEMENT ON CROWN LAND

- 53 **RESOLVED** Crs Glanville and Jones that the Council resolve to submit an Application for the Compulsory Acquisition of Easement to the Minister of Local Government and/or the Governor in respect of Crown Land in Tocumwal being Lot 7017 DP 1019520 and Lot 7023 DP 1019530 to facilitate the acquisition of that easement.

7.8 REQUESTS FROM COMMITTEES OF MANAGEMENT FOR INCLUSION IN FOUR YEAR DELIVERY PROGRAM

- 54 **RESOLVED** Crs Morris and Taylor that the Council move into a Committee of whole.
- 55 **RESOLVED** Crs Morris and Glanville that following consideration of requests from its Committees of Management the Council include the following items for consideration as part of its Annual Operational Plan:
- i. New machinery shed at Tocumwal Recreation Reserve at a cost up to \$24,272 incl. GST and subject to a 40% contribution from the Tocumwal Recreation Reserve Committee of Management;
 - ii. Sealing of the parking area at Barooga Botanical Gardens;
 - iii. Replacement of swings at Barooga Botanical Gardens and to be funded through the Council's risk management budget;
 - iv. Stage 2 air conditioning at Tocumwal War Memorial Hall at an estimated cost of \$19,560 - \$22,545 and based on a one third contribution from the Tocumwal War Memorial Hall Committee of

Management, a one third contribution from the Council and a one third loan contribution from the Council to the Committee of Management, repayable over three years and financed at 50% of the Council's borrowing rate;

- v. Renovation of the two front rooms of the Finley School of Arts building;
- vi. Purchase of materials for a new display building at the Finley Log Cabin Historic Museum up to \$8,000 and subject to erection of the display building by the Mary Lawson Wayside Rest and Finley Log Cabin Historic Museum Committee of Management;
- vii. Painting of the interior of the Berrigan Sports-ground Clubrooms up to a maximum value of \$7,300 and exterior painting of the change rooms and time keepers box up to a maximum value of \$8,000

56 **RESOLVED** Crs Taylor and Reynoldson that the Council meeting here be resumed.

57 **RESOLVED** Crs Morris and Bodey that the Council adopt the following recommendation from the Committee of the Whole:

that following consideration of requests from its Committees of Management the Council include the following items for consideration as part of its Annual Operational Plan:

- i. New machinery shed at Tocumwal Recreation Reserve at a cost up to \$24,272 incl. GST and subject to a 40% contribution from the Tocumwal Recreation Reserve Committee of Management;
- ii. Sealing of the parking area at Barooga Botanical Gardens;
- iii. Replacement of swings at Barooga Botanical Gardens and to be funded through the Council's risk management budget;
- iv. Stage 2 air conditioning at Tocumwal War Memorial Hall at an estimated cost of \$19,560 - \$22,545 and based on a one third contribution from the Tocumwal War Memorial Hall Committee of Management, a one third contribution from the Council and a one third loan contribution from the Council to the Committee of Management, repayable over three years and financed at 50% of the Council's borrowing rate;
- v. Renovation of the two front rooms of the Finley School of Arts building;
- vi. Purchase of materials for a new display building at the Finley Log Cabin Historic Museum up to \$8,000 and subject to erection of

the display building by the Mary Lawson Wayside Rest and Finley Log Cabin Historic Museum Committee of Management;

- vii. Painting of the interior of the Berrigan Sports-ground Clubrooms up to a maximum value of \$7,300 and exterior painting of the change rooms and time keepers box up to a maximum value of \$8,000

7.9 CHILDRENS YOUTH AND FAMILIES STRATEGY

58 RESOLVED Crs Glanville and Reynoldson that the Council:

1. Adopt the Children's, Youth and Families Strategy 2020 – 2024 (**Appendix "E"**)
2. Dissolve the Berrigan Shire Youth Development Committee a Section 355 Committee of Council

7.10 MOIRA FOODSHARE

59 RESOLVED Crs Bruce and Bodey that the Council:

1. Include a \$10,000 annual donation to the operations of Moira Foodshare as a standing budget item in its four year Delivery Program and Long Term Financial Plan
2. Request MHA Care to provide data to the Council relating to the take-up of its service in Berrigan Shire.

7.11 CO-WORKING SPACE - FINLEY LIBRARY

60 RESOLVED Crs Taylor and Morris that the Council agree to licence the area of the former early intervention service to Finley Chamber of Commerce, Industry and Agriculture and to permit shared use of the kitchen, toilets and meeting room for a period of two years, rent free, based on the following conditions and to the satisfaction of the General Manager:

- Electricity and water costs being absorbed by the Council;
- The Chamber providing its own contents and other appropriate insurances with the Council to continue to insure the building itself;
- The Chamber would be responsible for cleaning its own space;
- The Chamber would provide its own internet access etc.;
- The facility can, in principle, have its own street front signage;

- An external blind on the norther side is required and this would be at the Council's expense;
- The Council to provide one office area with separate air conditioning at the Council's expense;
- Any alteration to power points etc. would be a Chamber expense;
- Two door require removal and replacement with solid, soundproof doors at the Councils expense; and
- A system of co-ordinated and controlled access to be provided by the Chamber but incorporating library and Council staff access.

7.12 LEFT HANDED GOLFERS

- 61 **RESOLVED** Crs Glanville and Taylor that the Council allocate \$7,500 to support The 55th National Championships of Left Handed Golfers (Australia) to be held at Tocumwal Golf Club.

7.13 TRUCK PARKING JERILDERIE STREET BERRIGAN

- 62 **RESOLVED** Crs Reynoldson and Taylor that the Council approve the installation of Wilga Trees and tree surrounds in the road shoulder along the south western side of Jerilderie Street, Berrigan from the north side of Memorial Place to the south side of Chanter Street at a spacing such to prevent trucks from parking outside the residences of Jerilderie Street, Berrigan.

7.14 OFFICE OF RESPONSIBLE GAMBLING - INFRASTRUCTURE GRANTS

- 63 **RESOLVED** Crs Morris and Taylor that the Council:
1. submit an application for funding under the Office of Responsible Gambling Clubgrants Category 3 Infrastructure Grants program for the replacement of the netball courts and associated lighting at Finley Recreation Reserve at an estimated cost of \$280,000;
 2. Include in its application a contribution from the Council of \$140,000 to be funded by the Council and the Finley Recreation Reserve Committee of Management.

7.15 BERRIGAN SHIRE LOCAL STRATEGIC PLANNING STATEMENT (DRAFT) PUBLIC EXHIBITION

64 RESOLVED Crs Morris and Reynoldson that Council:

1. adopt the Berrigan Shire Local Strategic Planning Statement (LSPS), as a draft.
2. Place the Berrigan Shire LSPS (draft) on public exhibition for 28 days with any submissions received to be considered at the May 2020 Council meeting.

7.16 REVIEW OF DELIVERY PROGRAM

65 RESOLVED Crs Morris and Taylor that the Council:

1. Note that the Delivery Program's budget forecasts will be updated subsequent to the Council adopting its draft Capital Works Program 2020/2021 and draft Annual Operational Plan budget 2020/21 as per **"Appendix "K"**

8. ITEMS FOR NOTING

66 RESOLVED Crs Taylor and Glanville that Items for Noting numbered 8.1 to 8.5 inclusive be received and noted.

- 8.1 ALGA NATIONAL GENERAL ASSEMBLY AND REGIONAL FORUM
- 8.2 BAROOGA ADVANCEMENT GROUP CONTRIBUTION
- 8.3 AUDIT OFFICE OF NSW – REPORT ON LOCAL GOVERNMENT
- 8.4 COUNTRY MAYOR'S ASSOCIATION MINUTES
- 8.5 DEVELOPMENT DETERMINATIONS FOR MONTH OF FEBRUARY 2020

9. 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.

9.1 BAROOGA WATER TREATMENT PLANT EXPANSION

This item is classified CONFIDENTIAL under section 10A(d) 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

It is not in the public interest to reveal the commercial information provided by the consultant.

67 RESOLVED Crs Jones and Taylor 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*.

9.1 BAROOGA WATER TREATMENT PLANT EXPANSION

Council closed its meeting at 11:35am. The public and media left the Chamber.

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 Taylor that the Council negotiate the purchase of surrounding land for the expansion of the Barooga Water Treatment Plant on Buchanans Road, Barooga for a minimum area of 1 acre.
Open Council resumed at 11:38am.

10. COMMITTEES

Nil

11. MAYOR'S REPORT

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

- Smart Cities Conference
- Railway Park Committee of Management meeting
- FAM meeting
- Sporties meeting
- International Women's Day luncheon
- Finley Chamber of Commerce co-working space meeting

70 **RESOLVED** Crs Taylor and Morris that the Mayor's Report be received.

12. DELEGATES REPORT

Cr Ross Bodey

- NSW Tourism Conference did not attend

Cr John Taylor

- Extraordinary Council meeting
- Commissioning of Anglican Priest

Cr Daryll Morris

- Extraordinary meeting
- Finley Hall annual general meetings

Cr Roger Reynoldson

- Berrigan Sportsground Committee of Management meeting

Cr Denis Glanville

- International Women's Day luncheon
- Zone library managers meeting

Cr Colin Jones

- Murray Darling Association strategic planning workshop

Cr John Bruce

- Barooga Advancement Group meeting
- Sporties promotional night

13. BUSINESS ARISING

Cr Ross Bodey

- Future location for Tocumwal Visitor Information Centre

Cr John Taylor

- Nil

Cr Daryll Morris

- Nil

Cr Roger Reynoldson

- Nil

Cr Denis Glanville

- Nil

Cr Colin Jones

- Nil

Cr John Bruce

- Half cost scheme
- report to the Council

- National Parks hazard reduction

Development Manager

- Nil

Director Corporate Services

- Loan quotes

Director Technical Services

- Nil

General Manager

- Nil

Cr Ross Bodey

- Like to compliment Liz Lang, Leonie Smith and Claire Wileman on the organisation of the 'Taste It' food festival.

There being no further business the meeting closed at 11:49am.