



Minutes of the Council Meeting held in the Council Chambers on Wednesday, 16TH March, 2016 commencing at 9.45 am.

Min. No. Present: Cr. Bernard Curtin (Mayor)

Crs: John Bruce, Matthew Hannan, Brian Hill, Denis Glanville, Colin Jones, Daryll Morris, Andrea O'Neill, Director of Corporate Services (Matthew Hansen), Director Technical Services (Fred Exton), Development Manager (Laurie Stevens) and General Manager (Rowan Perkins).

45 RESOLVED Crs: O'Neill and Glanville to adjourn the meeting at 9.45 am.

46 RESOLVED Crs: Morris and Jones that the meeting be reconvened at 10.12am.

Declaration of Items of Pecuniary and other Interests

Cr Daryll Morris declared a non Pecuniary Interest in Item 5.18 as he helped with the application.

4. CONFIRMATION OF MINUTES

47 RESOLVED Crs: Jones and Glanville that the Minutes of the meeting held in the Council Chambers on Wednesday 17th February, 2016 and Extraordinary Council meeting held on Wednesday 2nd March, 2016, 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

48 RESOLVED Crs: O'Neill and Morris that the Financial Statement, Bank Reconciliation Certificate and Petty Cash Book made up to 29 February 2016, be received and that the accounts paid as per Warrant No. 02/16 totalling \$5,441,659.89 be confirmed.

Min. No.

**5.2 BAROOGA COMMUNITY BOTANICAL GARDENS
COMMITTEE OF MANAGEMENT**

AUTHOR: General Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by
Council of Council operations and
reporting

FILE NO: 21.101.1

49 RESOLVED Crs: Hill and O'Neill that the Council:

- A) Revoke existing members of the Barooga Community Botanical Gardens Committee of Management.
- B) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the BAROOGA COMMUNITY BOTANICAL GARDENS Committee of Management:

President	Lynn Knight
Secretary	Ruth Burnett
Treasurer	Murray Burnett
Committee	Jan Cullen, R Wright, W Wright, C Wigg, I Twigg, M Nixon, G Brentnall, G Backhouse, V Rankin

**5.3 FINLEY SHOWGROUND & SPORTING COMPLEX
COMMITTEE OF MANAGEMENT**

AUTHOR: General Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by
Council of Council operations and
reporting

FILE NO: 21.101.8

50 RESOLVED Crs: Hill and O'Neill that the Council:

- A) Revoke existing members of the Finley Showground & Sporting Complex Committee of Management.
- C) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the FINLEY SHOWGROUND & SPORTING COMPLEX Committee of Management:

President	Brian Hill
Secretary	

Min. No.

Treasurer
Committee Keith Kennedy, Gordon Close, David Webb, Bill Rowlands,
Graeme Fisher, Troy Royston, Matt Mueller, Roger Sutton,
Steward Webster, Mick Wanes, Troy Marshall, Cheryl Taig,
Roz Gastin, Kerry Lang.

**5.4 FINLEY RECREATION RESERVE COMMITTEE OF
MANAGEMENT**

AUTHOR: General Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by
Council of Council operations and
reporting

FILE NO: 21.101.7

51 RESOLVED Crs: Hill and O'Neill that the Council:

- A) Revoke existing members of the Finley Recreation Reserve
Committee of Management.
- D) pursuant to Section 355 of the Local Government Act, 1993, appoint
the following persons to the FINLEY RECREATION RESERVE
Committee of Management:

President Barry Dawe
Secretary Matt Whitty
Treasurer Paul Evans
Committee Lindsay Donkin, Ashley Haynes, Helen Lewis, Lynda
Whiley, Chris Shaw, Russell Anderson, Amanda Lyons,
Michael Archer, Rick Gardner, Pat Kelly, Brian Hill, Matt
Hannan

**5.5 FINLEY WAR MEMORIAL SWIMMING POOL COMMITTEE OF
MANAGEMENT**

AUTHOR: General Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by
Council of Council operations and
reporting

FILE NO: 26.160.2

52 RESOLVED Crs: Hill and O'Neill that the Council:

Min. No.

- A) Revoke existing members of the Finley War Memorial Swimming Pool Committee of Management.
- E) pursuant to Section 355 of the Local Government Act, 1993, appoint the following persons to the FINLEY WAR MEMORIAL SWIMMING POOL Committee of Management:

President	Robyn O'Leary
Secretary	Linda Turley
Treasurer	Debbie Shumack
Committee	Barry Dawe, Kate Armstrong, Paul Burns, Maureen Shaulders, Shirley Callaway, Mandy Smith, Sharon White

5.6 BERRIGAN SPORTSGROUND – INSTALLATION OF CULVERT

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: 21.101.3

- 53** **RESOLVED** Crs: Bruce and Jones that the Council provide \$4,000 to the Berrigan Sportsground Committee of Management towards the costs of the project to provide a culvert and headwalls and new gatehouse etc at the new reserve entrance from Stafford Street, Berrigan.

The meeting adjourned at 10.25 am.

The Mayor here conferred Australian Citizenship to Ms Jully-Ann NDLOVU.

The meeting reconvened at 11.00 am.

5.7 REQUEST TO USE THE FINLEY WAR MEMORIAL HALL FOR GALA EVENT

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: 05.101.3

Min. No.

56 **RESOLVED** Crs: Morris and Glanville that the Development Application 85/16/DA/D1 for the Construction of a brick veneer dwelling & attached garage + storage shed be approved subject to the following conditions:

1. Approved Plans

The development shall be implemented in accordance with the details set out on the plans David Sanders Homes Project No P2344 (Sheets 1-20), Fair Dinkum Sheds Job No YRWG13690 (Sheets 1-6) and on the application form and on any supporting information received with the application except as amended by the conditions specified hereunder.

2. Appointment of PCA and Notice of Commencement

No work is to commence until the person granted development consent has:

- (a) obtained a Construction Certificate for each structure
- (b) appointed a PRINCIPAL CERTIFYING AUTHORITY
- (c) has notified the Council of the appointment
- (d) has given the Council at least 2 days notice of the intention to commence erection of the building.

(Section 81A EP&A Act 1979)

3. Critical Stage Inspections

The Principal Certifying Authority for building or subdivision work carried out on a site is required to be satisfied that the work has been inspected on such occasions as are prescribed by the regulations or other occasions required by the principal certifying authority, before the issue of a Certificate of Occupancy or Subdivision Certificate for the building or work. (Section 109E EP&A Act 1979)

4. Occupation

The structure must not be occupied or used until the Principal Certifying Authority has received and determined the application for an "Occupation Certificate".

A Final Occupation Certificate must not be issued unless all required certificates have been received and the building is suitable for occupation or use in accordance with its classification under the Building Code of Australia.

(Section 109C(1)(c) and 109H EP&A Act 1979)

Min. No.

5. Permitted hours for building work

All building work shall be carried out only between the hours of 7.00am and 6.00pm Monday to Friday inclusive, 8.00am and 5.00pm Saturdays. No work shall be carried out on Sundays and public holidays.

6. Stormwater

Roofwater from the buildings must be piped underground to the existing stormwater disposal system located at the rear of the property in accordance with the Building Code of Australia and Relevant Australian Standards to ensure runoff does not affect neighbouring properties.

7. Compliance with Building Code of Australia

All building work must be carried out in accordance with the provisions of the Building Code of Australia

8. Excavations and backfilling

(a) All excavations and backfilling associated with the erection or demolition of a building must be executed safely and in accordance with appropriate professional standards.

(b) All excavations associated with the erection or demolition of a building must be properly guarded and protected to prevent them from being dangerous to life or property.

9. Signs to be erected on building & demolition site

a. A sign must be erected in a prominent position on any work site on which work involved in the erection or demolition of a building is being carried out:

(i) stating that unauthorised entry to the work site is prohibited, and

(ii) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.

b. Any such sign is to be removed when the work has been completed. (Clause 78H of Regulation).

10. Toilet facilities

a. Toilet facilities are to be provided, at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out, at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.

b. Each toilet provided:

(i) must be a standard flushing toilet, and

Min. No.

(ii) must be connected: - to a public sewer, or - if connection to a public sewer is not practicable, to an accredited sewage management facility approved by the Council, or - if connection to a public sewer or an accredited sewage management facility is not practicable, to some other sewage management facility approved by the Council.

c. The provision of toilet facilities in accordance with this clause must be completed before any other work is commenced.

11. Waste

A garbage receptacle for the reception of all waste materials from the site shall be provided prior to building work commencing and shall be maintained and serviced for the duration of the work.

12. BASIX

Prior to the issue of a Final Occupation Certificate, documentary evidence must be provided to the Principle Certifying Authority to demonstrate fulfilment of the commitments listed in each relevant BASIX Certificate for this development, as required by the Environmental Planning & Assessment Act 1979.

13. Smoke Alarms

The Environmental Planning and Assessment Amendment (Smoke Alarms) Regulation 2006 requires that all existing buildings used for sleeping must be fitted with smoke alarms that comply with Australian Standard (AS) 3786-1993. Prior to the issuing of a Final Occupation Certificate for the works specified in this consent, the Principle Certifying Authority must be satisfied that the smoke alarm/s are installed and operate correctly.

14. Use

This approval is granted for the shed to be used for storage purposes normally associated with a residence. No other use is permitted for the shed unless prior approval is obtained from Council.

Division:

In Favour: Cr. Bernard Curtin, John Bruce, Matthew Hannan, Brian Hill,
Denis Glanville, Daryll Morris, Andrea O'Neill,

Against: Nil

Cr Jones returned to the Chamber at 11.55 am.

Min. No.

**5.10 REVOCATION OF LOCAL POLICY FOR RELOCATION OF
PREVIOUSLY USED RESIDENCES – ADOPTED 21 JUNE 2006**

AUTHOR: Development Manager
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance by
Council of Council operations and
reporting

FILE NO:

- 57** **RESOLVED** Crs: Morris and O'Neill that Local Policy for Relocation of Previously Used Residences, which was adopted on the 21 June 2006, be revoked.

**5.11 HALF COST SCHEME 03/15/16 FOOTPATH CONSTRUCTION
– TUPPAL STREET, FINLEY (BOTH SIDES, MURRAY STREET
TO DENISON STREET)**

AUTHOR: Executive Engineer
STRATEGIC OUTCOME: Supported and engaged communities
STRATEGIC OBJECTIVE: 1.3 Connect and protect our communities
FILE NO: 28.167.3 & HCS 03/15/16

- 58** **RESOLVED** Crs: O'Neill and Hannan that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Tuppal Street, Finley (Both Sides) between Murray Street and Denison Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 03/15/16 as set out below.

**SCHEDULE: SCHEME NO. 03/15/16
FOOTPATH CONSTRUCTION – TUPPAL STREET, FINLEY (BOTH
SIDES, MURRAY STREET TO DENISON STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Min. No.

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
DP794365 6 TUPPAL STREET FINLEY NSW 2713	50%	25.19	\$2,267.10	\$1,133.55	\$113.36	\$1,246.91	\$1,133.55
DP270701 65-69 MURRAY STREET FINLEY NSW 2713	25%	47.00	\$4,230.00	\$1,057.50	\$105.75	\$1,163.25	\$3,172.50
Berrigan Shire Council	0.00%	336.40	\$30,276.00	\$0.00	\$0.00	\$0.00	\$30,276.00
	TOTAL	408.59	\$36,773.10	\$2,191.05	\$219.11	\$2,410.16	\$34,582.05

Min. No.

**5.12 HALF COST SCHEME 04/15/16 FOOTPATH CONSTRUCTION
– HENNESSY STREET, TOCUMWAL (SOUTH SIDE, HANNAH
STREET TO CHARLOTTE STREET)**

AUTHOR: Executive Engineer
STRATEGIC OUTCOME: Supported and engaged communities
STRATEGIC OBJECTIVE: 1.3 Connect and protect our
communities

FILE NO: 28.167.4 & HCS 04/15/16

- 59 RESOLVED** Crs: Hannan and O'Neill that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Hennessy Street, Tocumwal (South Side) between Hannah Street and Charlotte Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 04/15/16 as set out below.

**SCHEDULE: SCHEME NO. 04/15/16
FOOTPATH CONSTRUCTION – HENNESSY STREET, TOCUMWAL
(SOUTH SIDE, HANNAH STREET TO CHARLOTTE STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Min. No.

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 2 // DP758981 83-85 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 3 // DP758981 107-109 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 1 // DP758981 79-81 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 12 // DP543113 87 HENNESSY STREET TOCUMWAL	50.00%	20.12	\$1,810.80	\$905.40	\$90.54	\$995.94	\$905.40
Lot 1 // DP758981 99-101 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 2 // DP758981 103-105 HENNESSY STREET TOCUMWAL	50.00%	40.14	\$3,612.60	\$1,806.30	\$180.63	\$1,986.93	\$1,806.30
Lot 13 // DP615436 89 HENNESSY STREET TOCUMWAL	50.00%	20.12	\$1,810.80	\$905.40	\$90.54	\$995.94	\$905.40
BERRIGAN SHIRE COUNCIL	0.00%	212.3	\$19,107.00	\$0.00	\$0.00	\$0.00	\$19,107.00
	TOTAL	453.24	\$40,791.60	\$10,842.30	\$1,084.23	\$11,926.53	\$29,949.30

Min. No.

**5.13 HALF COST SCHEME 05/15/16 FOOTPATH CONSTRUCTION
– BRUTON STREET, TOCUMWAL (SOUTH SIDE FROM
CARAVAN PARK TO ANTHONY AVENUE)**

AUTHOR: Executive Engineer
STRATEGIC OUTCOME: Supported and engaged communities
STRATEGIC OBJECTIVE: 1.3 Connect and protect our
communities

FILE NO: 28.167.4 & HCS 05/15/16

60 RESOLVED Crs: O'Neill and Glanville that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Bruton Street, Tocumwal (South Side from Caravan Park to Anthony Avenue) and make a charge on abutting property owners in accordance with the Schedule for Scheme 05/15/16 as set out below.

**SCHEDULE: SCHEME NO. 05/15/16
FOOTPATH CONSTRUCTION – BRUTON STREET, TOCUMWAL
(SOUTH SIDE FROM CARAVAN PARK TO ANTHONY AVENUE)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Min. No.

Property	Owner's %	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 6 // DP537937 18-32 DENISON STREET TOCUMWAL	25.00%	125.77	\$11,319.30	\$2,829.83	\$282.98	\$3,112.81	\$8,489.48
Lot 7 // Sec 27 // DP75898 1-3 JERILDERIE STREET NORTH TOCUMWAL	25.00%	35.15	\$3,163.50	\$790.88	\$79.09	\$869.96	\$2,372.63
Lot 6 // DP1068277 73 BRUTON STREET TOCUMWAL	50.00%	17.00	\$1,530.00	\$765.00	\$76.50	\$841.50	\$765.00
Lot 3 // DP1068277 67 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 7 // Sec 28 // DP758981 1-5 BRUTON STREET TOCUMWAL	25.00%	38.77	\$3,489.30	\$872.33	\$87.23	\$959.56	\$2,616.98
Lot 1 // DP106827 63 BRUTON STREET TOCUMWAL	50.00%	17.90	\$1,611.00	\$805.50	\$80.55	\$886.05	\$805.50
Lot 5 // DP1068277 71 BRUTON STREET TOCUMWAL	50.00%	16.40	\$1,476.00	\$738.00	\$73.80	\$811.80	\$738.00
Lot 2 // DP106827 65 BRUTON STREET TOCUMWAL	50.00%	20.00	\$1,800.00	\$900.00	\$90.00	\$990.00	\$900.00
Lot 4 // DP1068277 69 BRUTON STREET TOCUMWAL	50.00%	15.60	\$1,404.00	\$702.00	\$70.20	\$772.20	\$702.00
Lot 5 // DP537937 2-4 PARKES STREET TOCUMWAL	50.00%	45.69	\$4,112.10	\$2,056.05	\$205.61	\$2,261.66	\$2,056.05
Lot 6 // Sec 27 // DP758981 27-29 BRUTON STREET TOCUMWAL	25.00%	60.45	\$5,440.50	\$1,360.13	\$136.01	\$1,496.14	\$4,080.38
Lot 6 // Sec 28 // DP758981 33-35 BRUTON STREET TOCUMWAL	25.00%	48.41	\$4,356.90	\$1,089.23	\$108.92	\$1,198.15	\$3,267.68

Min. No.

Lot 1 // Sec 26 // DP758981 15-17 BRUTON STREET TOCUMWAL	25.00%	10.80	\$972.00	\$243.00	\$24.30	\$267.30	\$729.00
Lot 3 // Sec 26 // DP758981 1-3 BAROOGA STREET NORTH TOCUMWAL	25.00%	46.50	\$4,185.00	\$1,046.25	\$104.63	\$1,150.88	\$3,138.75
Lot 2 // Sec 26 // DP758981 19-21 BRUTON STREET TOCUMWAL	25.00%	52.31	\$4,707.90	\$1,176.98	\$117.70	\$1,294.67	\$3,530.93
BERRIGAN SHIRE COUNCIL	0.00%	463.00	\$41,670.00	\$0.00	\$0.00	\$0.00	\$41,670.00
	TOTAL	1030.15	\$92,713.50	\$16,113.15	\$1,611.32	\$17,724.47	\$76,600.35

Min. No.

**5.14 HALF COST SCHEME 06/15/16 FOOTPATH CONSTRUCTION
– MURRAY STREET, FINLEY (WEST SIDE, SCOLLAR
STREET TO TONGS STREET)**

AUTHOR: Executive Engineer
STRATEGIC OUTCOME: Supported and engaged communities
STRATEGIC OBJECTIVE: 1.3 Connect and protect our
communities
FILE NO: 28.167.3 & HCS 06/15/16

61 **RESOLVED** Crs: O'Neill and Hill that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Murray Street, Finley (West Side) between Scoullar Street and Tongs Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 06/15/16 as set out below.

**SCHEDULE: SCHEME NO. 06/15/16
FOOTPATH CONSTRUCTION – MURRAY STREET, FINLEY
(WEST SIDE, SCOLLAR STREET TO TONGS STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Min. No.

Property	Owner's %	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
Lot 12 // DP546361 295-301 MURRAY STREET FINLEY	50.00%	49.82	\$4,483.80	\$2,241.90	\$224.19	\$2,466.09	\$2,241.90
Lot 10 // DP29248 293 MURRAY STREET FINLEY	50.00%	16.79	\$1,511.10	\$755.55	\$75.56	\$831.11	\$755.55
Lot D // DP370594 287 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP370594 285 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot 133 // DP752283 277-283 MURRAY STREET FINLEY	50.00%	31.95	\$2,875.50	\$1,437.75	\$143.78	\$1,581.53	\$1,437.75
Lot 1 DP758412 275 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 2 // DP758412 273 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 3 // DP758412 271 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 4 // DP758412 269 MURRAY STREET FINLEY	50.00%	17.35	\$1,561.50	\$780.75	\$78.08	\$858.83	\$780.75
Lot 5 // DP758412 267 MURRAY STREET FINLEY	50.00%	16.2	\$1,458.00	\$729.00	\$72.90	\$801.90	\$729.00
Lot 6 // DP758412 265 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 7 // DP758412 263 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75

Min. No.

Lot 8 // DP758412 261 MURRAY STREET FINLEY	50.00%	20.15	\$1,813.50	\$906.75	\$90.68	\$997.43	\$906.75
Lot 10 // DP758412 255-259 MURRAY STREET FINLEY	50.00%	8	\$720.00	\$360.00	\$36.00	\$396.00	\$360.00
Lot D // DP103408 289-291 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP103408 289-291 MURRAY STREET FINLEY	50.00%	21.15	\$1,903.50	\$951.75	\$95.18	\$1,046.93	\$951.75
Lot B // DP24073 319-321 MURRAY STREET FINLEY NSW 2713	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot D // DP24073 319-321 MURRAY STREET FINLEY NSW 2713	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 13 // DP24073 317 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 14 // DP24073 315 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 15 // DP24073 313 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 16 // DP24073 311 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 17 // DP24073 307-309 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 18 // DP24073 307-309 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 19 // DP24073 303-305 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30
Lot 20 // DP24073 303-305 MURRAY STREET FINLEY	50.00%	20.14	\$1,812.60	\$906.30	\$90.63	\$996.93	\$906.30

Min. No.

BERRIGAN SHIRE COUNCIL	0.00%	19.5	\$1,755.00	\$0.00	\$0.00	\$0.00	\$1,755.00
TOTAL		566.51	\$50,985.90	\$ 24,615.45	\$ 2,461.55	\$ 27,077.00	\$ 26,370.45

Min. No.

**5.15 HALF COST SCHEME 07/15/16 FOOTPATH CONSTRUCTION
– BUCHANANS ROAD, BAROOGA (WEST SIDE, LAWSON
DRIVE TO HUGHES STREET)**

AUTHOR: Executive Engineer
STRATEGIC OUTCOME: Supported and engaged communities
STRATEGIC OBJECTIVE: 1.3 Connect and protect our
communities

FILE NO: 28.167.1 & HCS 07/15/16

- 62 RESOLVED** Crs: O'Neill and Bruce that pursuant to Section 217 of the Roads Act 1993 and Council's Administration of Contributory Footpath and Kerb and Gutter Schemes Pursuant to clause 217, 218 & 219 of the Roads Act 1993 Policy, Council proceed with the construction of footpath in Buchanans Road, Barooga (West Side) between Lawson Drive and Hughes Street and make a charge on abutting property owners in accordance with the Schedule for Scheme 07/15/16 as set out below.

**SCHEDULE: SCHEME NO. 07/15/16
FOOTPATH CONSTRUCTION – BUCHANANS ROAD, BAROOGA
(WEST SIDE, LAWSON DRIVE TO HUGHES STREET)**

Estimated full unit rate is \$75.00 excluding GST per square metre, inclusive of survey, design, construction and supervision.

Min. No.

Property	Owner's Percentage	Frontage (m)	Total Cost \$	Owner's Cost Excl GST \$	GST \$	Total Owner's Cost Incl. GST \$	Council Cost \$
LOT 1 DP 1121364 56 LAWSON DRIVE BAROOGA	25%	32.18	\$2,896.20	\$724.05	\$72.41	\$796.46	\$2,172.15
LOT 2 DP 1121364 34 BUCHANANS ROAD	50%	12.02	\$1,081.80	\$540.90	\$54.09	\$594.99	\$540.90
LOT 3 DP 1121364 36 BUCHANANS ROAD	50%	20.40	\$1,835.55	\$917.78	\$91.78	\$1,009.55	\$917.78
LOT 49 DP 1045702 38 BUCHANANS ROAD	50%	23.80	\$2,142.00	\$1,071.00	\$107.10	\$1,178.10	\$1,071.00
LOT 50 DP 1045702 40 BUCHANANS ROAD	50%	16.00	\$1,440.00	\$720.00	\$72.00	\$792.00	\$720.00
LOT 51 DP 1045702 42 BUCHANANS ROAD	50%	19.00	\$1,710.00	\$855.00	\$85.50	\$940.50	\$855.00
LOT 52 DP 1045702 44 BUCHANANS ROAD	50%	14.70	\$1,323.00	\$661.50	\$66.15	\$727.65	\$661.50
LOT 53 DP 1045702 46 BUCHANANS ROAD	50%	14.70	\$1,323.00	\$661.50	\$66.15	\$727.65	\$661.50
LOT 54 DP 1045702 48 BUCHANANS ROAD	50%	15.20	\$1,368.00	\$684.00	\$68.40	\$752.40	\$684.00
LOT 55 DP 1045702 50 BUCHANANS ROAD	50%	14.60	\$1,314.00	\$657.00	\$65.70	\$722.70	\$657.00
LOT 56 DP 1045702 52 BUCHANANS ROAD	50%	12.40	\$1,116.00	\$558.00	\$55.80	\$613.80	\$558.00
LOT 57 DP 1045702 54 BUCHANANS ROAD	50%	11.60	\$1,044.00	\$522.00	\$52.20	\$574.20	\$522.00
LOT 58 DP 1045702 56 BUCHANANS ROAD	50%	12.00	\$1,080.00	\$540.00	\$54.00	\$594.00	\$540.00
LOT 59 DP 1045702 58 BUCHANANS ROAD	50%	15.00	\$1,350.00	\$675.00	\$67.50	\$742.50	\$675.00

Min. No.

LOT 60 DP 1045702 60 BUCHANANS ROAD	50%	23.60	\$2,124.00	\$1,062.00	\$106.20	\$1,168.20	\$1,062.00
LOT 16 DP 778361 35 HUGHES STREET BAROOGA	25.00%	16.00	\$1,440.00	\$360.00	\$36.00	\$396.00	\$1,080.00
Berrigan Shire Council	0.00%	18.40	\$1,656.00	\$0.00	\$0.00	\$0.00	\$1,656.00
	TOTAL	291.595	\$26,243.55	\$11,209.73	\$1,120.97	\$12,330.70	\$15,033.83

Min. No.

5.16 FUEL CARD POLICY

AUTHOR: Director Corporate Services
STRATEGIC OUTCOME: Good government
STRATEGIC OBJECTIVE: 2.2 Ensure effective governance
by Council of Council operations
and reporting

FILE NO: 12.046.1, 23.067.3

63 RESOLVED Crs: Morris and O'Neill that the Council adopt the following Policy for Fuel Card use:

1. POLICY STATEMENT

Berrigan Shire has no bulk fuel storage and therefore vehicles and plant are required to purchase fuel from private fuel retailers. To facilitate this, all vehicles and heavy plant operated by the Council have been provided with cards allowing employees to purchase fuel on the Council's account.

A framework for the effective use of these cards is required.

2. PURPOSE

The purpose of this policy is to:

- Provide a convenient and accessible method of refuelling for Council vehicles and heavy plant.
- Allow for the accurate recording of – and accounting for – fuel purchased by Council employees
- Eliminate, as far as possible, the risk of fraud and/or theft using Council-issued fuel cards.

3. SCOPE

This policy covers:

- the purchase of fuel for all Council vehicles and heavy plant, and
- authorisation and use of Council-provided fuel cards

4. OBJECTIVE

This policy is developed to assist the Council with the following Delivery Plan Objectives:

Min. No.

2.2.2 Council operations support ethical, transparent and accountable corporate governance

5. DEFINITIONS

Council official – as defined in the Council Code of Conduct. It includes Councillors, Council employees and Council volunteers.

Non-minor plant – Any plant item capable of transporting an plant operator – includes but not limited to trucks, cars, heavy plant, utilities, tractors and ride-on mowers.

Minor plant – Equipment that uses fuel but is not defined as Non-minor on plant – includes generators, chainsaws, leaf-blowers, whipper-snippers and push mowers.

Fuel card – A card issued by a fuel retailer used to purchase fuel at a petrol station.

6. POLICY IMPLEMENTATION

6.1. Issue of fuel cards

The Finance Manager must approve the issuing of any fuel card.

Each item of Non-minor plant is to be issued a fuel card, to be used solely for the purchase of fuel for that item of plant. The Finance Manager will also issue fuel cards to be used for minor plant.

Each fuel card must also be issued to an individual Council officer. When issued with the card, the Council officer will be required to acknowledge their responsibility for the card and any transactions made using that card.

The Finance Manager will ensure a register of fuel cards issued is kept. The register must include, for each card:

- The plant item to which it belongs
- The Council officer responsible for the card

6.2. Use of fuel cards

As a general rule, fuel cards must only be used in line with the Council's procurement framework and procedures, as determined from time to time.

Min. No.

In general, fuel cards will be restricted to allow for the purchase of appropriate fuel for the vehicle for which they have been issued. At the discretion of the General Manager, an exception to this restriction can be made for cards issued to selected Council officers.

Fuel cards must only be used for the item or items of plant for which they have been issued.

Council officers issued with a fuel card are responsible for ensuring that information provided at the point of sale is accurate and complete.

Council officers responsible for a fuel card may allow other Council officers to use their card. It is the responsibility of the Council officer issued the card to ensure that use of the card by others is in line with this policy and other procedures.

6.3. Accountability

All fuel cards will have a Personal Identification Number (PIN), to be used when purchasing fuel.

On resignation, all fuel cards issued to the Council officer are to be returned to the Finance Manager.

The Finance Manager must regularly review the usage of fuel cards and report any issues arising to the General Manager.

Suspected misuse of fuel cards must be investigated as per the Council's Fraud Control Policy. Council officers misusing issued fuel cards will be subject to disciplinary action up to and including dismissal. Theft of fuel will be reported to police.

7. RELATED POLICIES OR STRATEGIES

7.1. Legislation

- *Local Government Act 1993*
- *Local Government Regulation 1994*
- *Local Government (State) Award 2014*

7.2. Council policies and guidelines

Min. No.

- Berrigan Shire Council Code of Conduct
- Procurement Policy
- Fraud Control Policy
- Fraud Control Plan
- Private Use of Motor Vehicles Policy

5.17 SALE OF LAND

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: 05.005.09

- 64** **RESOLVED** Crs: Bruce and Jones that the Council sell Lot 1 DP 338228 Peppertree Road and sign and seal all document related to the sale.

Cr Morris, having declared a Pecuniary Interest in Item 5.18 left the Chamber at 11.30 am.

5.18 EVENT FUNDING APPLICATION – LIONS CLUB OF FINLEY

AUTHOR: Economic Development Officer
STRATEGIC OUTCOME: Diverse and resilient business
STRATEGIC OBJECTIVE: 4.3 Diversify and promote local tourism

FILE NO: 08.063.3

- 65** **RESOLVED** Crs: Bruce and Jones that the Council allocates \$2,500 to the Lions Club of Finley Show and Shine and Swap.

5.19 EVENT FUNDING APPLICATION – SOUTHERN RIVERINA HEALTH AND WELLBEING EXPO

AUTHOR: Economic Development Officer
STRATEGIC OUTCOME: Diverse and resilient business
STRATEGIC OBJECTIVE: 4.3 Diversify and promote local tourism

FILE NO: 08.063.3

Min. No.

ITEMS FOR NOTING

- 6.1 SENIORS & YOUTH PHOTO EXPO
- 6.2 LAND SALES
- 6.3 FAITH IN A BASIN FUTURE
- 6.4 MINUTES OF RAMROC MEETING
- 6.5 WH & S COMMITTEE
- 6.6 DEVELOPMENT DETERMINATIONS FOR MONTH OF FEBRUARY 2016

70 **RESOLVED** Crs: Hill and Morris that Items for Noting numbered 6.1 to 6.6 Inclusive be received and noted.

71 **RESOLVED** Crs: Hill and Morris to suspend standing orders and move to Item 8.1.

**8.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE
MEETING HELD ON 23RD FEBRUARY, 2016.**

72 **RESOLVED** Crs: Morris and Hannan that recommendations numbered 1 to 6 inclusive of the Local Traffic Committee Meeting held on 23rd February, 2016 be adopted.

1. SILO ROAD, TOCUMWAL SPEED ZONE REDUCTION

RECOMMENDATION NO.1- that

- The speed limit along Silo Road, Tocumwal from Tuppal Road to the Newell Highway is reduced from 100km/hr to 80 km/hr to allow safer turning movements to the grain silos and safer passage of vehicles.
- Berrigan Shire Council provides RMS with traffic data in relation to the turning movements and vehicle speeds along Silo Road, Tocumwal to allow RMS to assess the risks and hazards associated with this current speed limit of 100km/hr and the proposed speed limit of 80km/hr.

**2. MARIAN DRIVE, TOCUMWAL SPEED ZONE
REDUCTION**

RECOMMENDATION NO.2- that

- The speed limit to be reduced along the Marian Drive, Tocumwal from 100km/hr to 50km/hr, pending RMS's speed

Min. No.

zone review, as there are many residential properties along this road as well as the road being a school bus route.

- Berrigan Shire Council collect and supply traffic data to RMS to assist in RMS's speed zone review of Marian Drive Tocumwal,
- Berrigan Shire Council conduct a questionnaire amongst the residents along Marian Drive to determine the residents views on the current speed limit of 100km/hr and the proposed speed limit of 50 km/hr to assist RMS in the speed zone review

3. TOCUMWAL ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2016

RECOMMENDATION NO.3- that

- The Tocumwal Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Deniliquin Street between Murray Street and Hennessy Street, Tocumwal as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

4. ROAD CLOSURE – ANZAC AVENEUE, TOCUMWAL

RECOMMENDATION NO.4- that

- Anzac Avenue, Tocumwal to be closed to traffic on the 3rd of July, 2016 from 8am to 2pm for the Chamber of Commerce to hold part of their Winter Festival.
- A copy of Berrigan Shire's Public Liability Insurance be provided to Deniliquin Highway Patrol for the event.

5. FINLEY ANNUAL ANZAC DAY MARCH – 25TH APRIL, 2016

RECOMMENDATION NO.5- that

- Finley Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Murray Street between Townsend Street and the Riverina Highway, Finley subject to Berrigan Shire Council's conditions of consent.
- An updated traffic control plan be sent to all parties of the traffic committee.

Min. No.

**6. BERRIGAN ANNUAL ANZAC DAY MARCH – 25TH
APRIL, 2016**

RECOMMENDATION NO.6- that

- Berrigan Annual Anzac Day March -25th April, 2016 proceed as requested with the closure of Chanter Street between Drummond Street and Jerilderie Street Berrigan as per supplied traffic control plan and subject to Berrigan Shire Council's conditions of consent.

MAYORS REPORT

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

- RAMROC meeting, Jerilderie
- Domestic Violence meeting, Berrigan
- Internation Womens Day, Berrigan
- Country Mayors meeting, Sydney

73 RESOLVED Crs: O'Neill and Jones that the Mayors report be received.

DELEGATES REPORTS

Cr Hill

- Finley Showgrounds Committee meeting
- Finley subdivision meeting
- RAMROC meeting
- Primative Camping Ground at Finley Showgrounds meeting
- Murray Goulburn business breakfast
- Finley Recreation Reserve meeting
- Central Murray County Council meeting

Cr O'Neill

- Berrigan and District Development Association meeting
- Training at Wagga Wagga
- Forum at CWA Hall
- Finley War Memorial Hall Committee meeting
- International Womens Day
- Informal meeting

Min. No.

Cr Morris

- Finley War Memorial Hall Committee meeting
- Informal meeting
- Local Health Advisory Committee meeting
- Finley Chamber of Commerce, Industry & Agriculture meeting

Cr Hannan

- Youth Development Committee meeting
- Finley Farmers Market committee meeting
- Save the Memorial Hall meeting
- Finley Street subdivision meeting
- Finley Recreation Reserve committee meeting
- Finley Chamber of Commerce, Industry & Agriculture meeting

Cr Glanville

- International Childrens Games meeting

Cr Jones

- Tocumwal Chamber of Commerce meeting – corellas
- Central Murray Country Council meeting

Cr Bruce

- Barooga Advancement Group
- Barooga Botanical Gardens annual general meeting
- Save the Memorial Hall meeting
- Buchanans Road meeting

The meeting adjourned at 12.47 pm and reconvened at 1.10 pm.

8.2 MINUTES OF A CORPORATE SERVICES COMMITTEE MEETING HELD ON WEDNESDAY 2nd MARCH, 2016 IN THE COUNCIL CHAMBERS COMMENCING AT 4.13 pm.

- 74 RESOLVED** Crs: O'Neill and Glanville that recommendations numbered 1 to 3 inclusive of the Corporate Services Committee Meeting held on 2nd March, 2016 be adopted.

- 4. INTERNATIONAL CHILDREN'S GAMES 2016**
AUTHOR: Strategic & Social Planning Coordinator
STRATEGIC OUTCOME: Supported and engaged communities

Min. No.

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

FILE NO: 03.160.14

RECOMMENDATION NO. 1 - that after consideration of advice from the Office of Local government and appropriate protocols the Council nominate Denis Glanville as its community representative to the International Children's Games 2016 at New Taipei City, Taiwan 11th July 2016 – 16th July 2016.

5. INVESTMENT STRATEGY

AUTHOR: Director Corporate Services

STRATEGIC OUTCOME: Good government

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

FILE NO: 12.024.2

RECOMMENDATION NO. 2 - that Council officers prepare a new draft investment strategy for further consideration.

6. NATIONAL STRONGER REGIONS FUND ROUND 3

AUTHOR: Strategic & Social Planning Coordinator

STRATEGIC OUTCOME: Good government

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

FILE NO:

RECOMMENDATION NO. 3 - that the Council not make an application under the National Stronger Regions Fund Round 3.

Min. No.

**8.3 MINUTES OF A TECHNICAL SERVICES COMMITTEE
MEETING HELD ON WEDNESDAY 2nd MARCH, 2016
IN THE COUNCIL CHAMBERS COMMENCING AT
5.50 PM.**

75 RESOLVED Crs: Hannan and Jones that recommendations number 1 of the Technical Services Committee Meeting held on 2nd March, 2016 be adopted.

6. DRAFT CAPITAL WORKS PLAN

AUTHOR: Director Technical Services

STRATEGIC OUTCOME: Good government

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

FILE NO: 04.121.1

RECOMMENDATION NO 1 - that the Council adopted the draft Capital Works Plan as shown in Appendix "A".

Min. No.

8.4 MINUTES OF A MEETING OF THE RISK MANAGEMENT COMMITTEE HELD WEDNESDAY, 2ND MARCH, 2016 COMMENCING AT 3.25 PM.

76 RESOLVED Crs: Curtin and O'Neill that recommendations numbered 1 and 2 inclusive of the Risk Management Committee Meeting held on 2nd March, 2016 be adopted.

4. CONSTRUCTED FOOTPATH RISK MANAGEMENT POLICY

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 - that the Council revoke the Constructed Footpath Risk Management Policy.

79 CONSTRUCTED FOOTPATH RISK MANAGEMENT POLICY

OBJECTIVES

To establish a simple, systematic and readily useable footpath inspection program for maintaining constructed footpaths in the Berrigan Shire Council area, so as to 34rioriti the incidence of injury to pedestrians and furthermore to establish a strategy of regular and routine inspections to demonstrate due diligence.

POLICY STATEMENT

The policy titled "*Constructed Footpath Risk Management Policy*" has been prepared to comply with the *Best Practice Manual – Footpaths, Nature Strips and Medians* issued by Statewide Mutual and provide guidelines for ensuring Councils constructed footpaths are properly maintained and repaired.

Pedestrian safety has in the past been perceived as a complex issue, which in part arises from the highly variable nature of their physical characteristics; this is exacerbated by the dynamic nature of pedestrian behavioural and attitude patterns. It is clear that Councils have limited resources and cannot repair or remedy all low risk hazards.

Min. No.

Council has considered these variables in determining the risk management procedures outlined in this *Constructed Footpath Risk Management Policy* and the associated procedure entitled "*Standard Operating Procedure for Maintenance and Repair of Constructed Footpaths*".

Identification

The identification of footpath defects is brought to Council's attention through inspections and written and verbal requests.

Inspections are to be carried out on all constructed footpaths at the time and using the procedure outlined in the *Standard Operating Procedure for Maintenance and Repair of Constructed Footpaths*.

Implementation of this inspection program is the responsibility of the Director Technical Services.

Assessment

Risk ratings are determined using the *Standard Operating Procedure for Maintenance and Repair of Constructed Footpaths*.

Control

The control and response time is determined using the *Standard Operating Procedure for Maintenance and Repair of Constructed Footpaths*.

The defects identified shall be remedied as soon as possible having regard to the risk rating, available resources and the footpath area use.

Duration and Review

1. This Policy will come into effect on and from date of adoption by the Council.

(adopted by Council 18/7/01)

Min. No.

**5. INTERNATIONAL CHILDRENS' GAMES – NEW
TAIPEI CITY**

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 Council adopt the
International Children's' Games 2016 Excursion Management Plan
and Incident Management and Emergency Response Plan
endorsed by the Berrigan Shire Youth Development Committee at
its meeting held 22nd February 2016, attached as

GENERAL BUSINESS

Cr Bruce

- Corporate Workshop

Cr Jones

- Creek Walk cleaning

Cr Glanville

- nil

Cr Hannan

- Murray Street roadworks

Cr Morris

- Murray Hut drainage – when will work resume
- Finley High School kerb and gutter
- RV friendly status – primitive camping ground

Cr O'Neill

- Barooga Advancement Group items

Cr Hill

- Committee of Management grants

Cr Curtin

- Tocumwal Aerodrome subdivision

Development Manager

- Finley Showground keys

Min. No.

- Graincorp meeting
- Pure Arat Milk

Director Technical Services

- Nil

Director Corporate Services

- Finley Toy library relocating
- Finley secondhand shed
- Finley RSL grant application

General Manager

- Business and Environment Awards
- Corporate workshop
- Faith in Basin Future – letter of support to be sent
- Election website
- Jerilderie Shire Council merger meeting
- Aerodrome meeting
- Tocumwal Foreshore meeting at 4.00 pm
- Finley Showground electricity

7 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

Min. No.

- (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.

7.1 MEETING WITH PROPOSED CONSULTANTS

This item is classified CONFIDENTIAL under section 10A(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

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

- 77** **RESOLVED** Crs: O'Neill 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*.

7.1 MEETING WITH PROPOSED CONSULTANTS

Council closed its meeting at 1.45 pm. The public and media left the Chamber.

Min. No.

Min. No.

Open Council resumed at 3.40 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:

7.1 MEETING WITH PROPOSED CONSULTANTS

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: 05.101.3

“that the Council adopt ‘Option A’ of the concept plans provided by GPS Architects.”

There being no further business the meeting closed at 3.40 pm.

