

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL
HELD IN THE COUNCIL CHAMBERS, JERILDERIE ON
THURSDAY 23 JUNE 2016 COMMENCING AT 10.00AM**

PRESENT

Administrator Austin Evans occupied the Chair, and also present were Interim General Manager Craig Moffitt, Deputy General Manager Andrew Crakanthorp, David Tamlyn, Director of Technical Services, Susan Appleyard, Manager of Development, Sue Mitchell, Director of Corporate Performance and Community and Vicki Sutton, Finance Manager.

PECUNIARY INTEREST

Deputy General Manager, Mr Crakanthorp declared a pecuniary interest in the Draft Interim Executive Structure report.

CONFIRMATION OF MINUTES

08/06/16 Resolved (Mr Evans) that the Minutes of the Extraordinary Meeting of Council held on 25 May 2016 as printed and circulated, be confirmed.

INTERIM GENERAL MANAGER'S REPORT

COMMUNITY GRANTS **13.13.08**

09/06/16 Resolved (Mr Evans) that the funding recipients under the 2015/16 Community Grants Program Round 2 be:

- Coleambally-Darlington Point Country Education Fund –funding for an Oral History Project (value \$3,000)
- Riverina Classic Fishing Competition –funding for fingerlings (value \$3,000)

DRAFT INTERIM EXECUTIVE STRUCTURE **03.13.08**

10/06/16 Resolved (Mr Evans) that:

- (i) the Interim Executive staff structure as presented for the period to December 2017, be adopted;
- (ii) The appointment of Craig Moffitt as General Manager be confirmed;
- (iii) The appointment of Andrew Crakanthorp as Deputy General Manager be confirmed.

This is page 1 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.



..... General Manager Administrator

DRAFT 2016/2017 OPERATIONAL PLAN

03.13.08 / 03.38 / 05.33

- 11/06/16 Resolved** (Mr Evans) that the draft Operational Plan (budget) 2016/17 and Draft Rates, Fees and Charges for 2016/2017 be endorsed for exhibition, and the document be placed on public exhibition for 28 days, during which time a community consultation process will be conducted.

AUTHORISATION OF EXPENDITURE JULY 2016

03.13.08 / 03.38 / 05.33

- 12/06/16 Resolved** (Mr Evans) that operational expenses in the amount of \$1,374,000 and capital expenses of \$200,000 be voted for the period 1st July 2016 to 28th July 2016 in order to provide for the provision of ongoing services and projects until the adoption of the 2016-17 Operational Plan.

COMMON SEAL OF COUNCIL

03.13.08

- 13/06/16 Resolved** (Mr Evans) that a common seal - version 1 - be purchased for use by Council in accordance with Clause 400 of the Local Government (General) Regulations 2005 (self ink version and embossed).

DOCUMENTS UNDER COMMON SEAL OF COUNCIL

03.13.08

- 14/06/16 Resolved** (Mr Evans) that the Council Seal be affixed to documents, where required, for the following arrangements:

- Subdivision certificate for Stage 2 of the Wunnamurra Estate
- 88b Instrument for Stage 2 Wunnamurra Estate;
- Subdivision-Contracts of sale for Stage 2 allotments in the Wunnamurra Estate;
- Lease of the Jerilderie Sports Centre, 123 Jerilderie Street, Jerilderie to RC Lock, HQ Gym;
- Lease of The Willows, 11 Powell Street, Jerilderie to Four Creeks Festival Committee;
- Lease of Lot 2, DP 858670, South Coree Road to Energy infrastructure and Resources Pty Ltd;
- Transfer of Legacy Units to Jerilderie Legacy Management Committee-Lot 205 and Lot 206, DP 240764, 25 Southey Street Jerilderie

This is page 2 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

 General Manager Administrator

PLAN OF MANAGEMENT – TIDDALIK WETLANDS AND BIRD SANCTUARY **03.16**

15/06/16 **Resolved** (Mr Evans) that additional information be provided to the Local Representation Committee on the draft Plan of Management for the Tiddalik Wetlands and Bird Sanctuary, prior to its adoption by Council.

LOCAL TRAFFIC COMMITTEE **06.16**

16/06/16 **Resolved** (Mr Evans) that Council delegate to the local Traffic Committee be Mr Robert Black (voting delegate), with Mrs Gaila Smith as alternate delegate.

COUNCIL COMMITTEE MEMBERSHIP **03.11**

17/06/16 **Resolved** (Mr Evans) that membership and representatives to the following Committees by LRC members be adopted as detailed:

Standing and Special Committees of Council	
Committee Name	Local Representation Committee
Darlington Point Caravan Park Committee	Administrator
Darlington Point Levee Committee	Mr Curphey, Mr Gilbert, Mr Wells
Traffic Committee	Mr Black(voting delegate) (alternate Mrs Smith)
Local Emergency Management Committee	Mr Black (alternate Mrs McRae)
Section 355 Committees of Council	
Coleambally Australia Day Committee	Mrs Chirgwin
Jerilderie Australia Day Committee	Mrs McRae, Mrs Bryce
Coleambally Townlife Committee	Mrs Chirgwin
Darlington Point Townlife / Australia Day Committee	Mr Gilbert, Mr Wells
Heritage Darlington Point	Mr Curphey
Tiddalik Wetlands Committee	Phillip Wells
Alf Hanna Legacy Units	Mrs Bryce
Balmeringa Management Committee	Mrs Bryce, Mrs Smith
Central Coree Sports Complex Management Committee	Mrs McRae
Yamma Recreation Reserve Management Committee	Mr Hogan
Jerilderie Tidy Towns Committee	Mrs Bryce, Mrs McRae
Advisory Committee	
Monash Park Users	Mrs Smith, Mrs McRae

This is page 3 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

Crashum General Manager Administrator

External Committees with Council representation	
Committee Name	Local Representation Committee
Coleambally Irrigation Co-operative Ltd	Mr Wells
Kidman Way Promotional Committee	Mrs McRae (voting delegate) (alternate Mrs Chirgwin)
Newell Highway Promotional Committee	Mrs McRae (alternate Mrs Smith)
MIA Zone Bushfire Management Committee	Mr Hogan (alternate Mrs Smith) Mr Black (alternate Mrs Chirgwin)
MIA Zone Rural Fire Service Liaison Committee	Mr Wells
Murray Darling Association	Mrs McRae (alternate Mr Hogan)
Western Riverina Libraries Committee	Mrs Smith (voting delegate) (alternate Mr Evans)
Western Riverina Arts	Mrs Bryce (alternate Mrs Chirgwin)
Riverina Regional Tourism Inc.	Mrs McRae (Director)
Roads and Maritime Services Consultative Committee	Mr Evans (alternate Mrs McRae)

ROAD CULVERT TRANSFERS FROM MURRAY IRRIGATION LIMITED TO CUSTOMERS **04.42.01**

18/06/16 **Resolved** (Mr Evans) that approval be provided to Murray Irrigation Limited (MIL) to transfer its operation and maintenance responsibilities to the landholder (customer) for irrigation structures with the following characteristics:

1. The structure benefits one property owner.
2. The structure has a fence to fence configuration.
3. The structure is constructed using RCP RRJ Class 2 or HDPE PN8.
4. That structure has a minimum clear cover (to the top of the structure) of :
 - 800mm from the top of the centre of the road surface;
 - 400mm from the bottom of the table drain invert;
 - 600mm from the natural surface elsewhere in the road reserve;
 - The structure withstand SM1600 traffic loading.
5. Minimum length of the structure to be transferred:
 - A minimum of 8.0m road width to be assumed or existing if greater than 8.0m;
 - An additional safety space of 8.0m either side of the edge of the seal (ie if existing road width is 6.30m – minimum road width 8.0m plus 8.0m each side to give a total width of 24.0m)

This is page 4 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

 General Manager Administrator

To allow for structure transfer, the following steps be completed:

- a) Amendments to Council / MIL Lease
Murray Irrigation Limited and the Council must enter into a Deed of Variation to vary Clause 5.16 of the Council's Lease agreement to allow for the transfer of MIL's Lease for the relevant asset to the Customer.

Existing Clause 5.16

"Murray Irrigation must not assign, transfer, demise, sublet, mortgage, part with possession of the leased land or any part of the leased land".

It is proposed that Clause 5.16 be amended to the following:

"Murray Irrigation may, by agreement with the Council, assign, transfer, sublet, mortgage, part with possession of the lease land or any part of the leased land, associated with a single delivery owner irrigation asset".

- b) Transfer of Obligations to Landholder
Murray Irrigation the Landholder and the Council enter into a Deed of Transfer to formalise the transfer of Murray Irrigations rights and obligations for the relevant asset to the landholder. The Deed of Transfer will provide that the rights contained therein are from that point onwards attached to that landholding and must be transferred to any future successor of the landholding.
-The obligations of the landholder are to be registered on title by means of a positive covenant in favour of the Council.
- c) Transfer of Obligations to Future Successors of the landholding
The Deed of Transfer will require that:
- A covenant be registered on Title.
 - In addition, the following occur prior to any instrument for the transfer of land being executed and registered:
 - The landholder provide the successor a signed copy of the Deed of Transfer; and
 - A Deed of Accession be executed by all parties to the transfer (including the Council) which formally transfers those responsibilities from the landholder to successor.

The Council issue the Deed of Accession to the landholder when it receives an application for an information (conveyancing) certificate.

The Deed of Accession be conditional upon the Transfer of Land instrument being registered.

This is page 5 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

 General Manager  Administrator

19/06/16 **Resolved** (Mr Evans) that the Common Seal of Council be affixed to any necessary documentation regarding road culvert transfers from Murray Irrigation Limited to customers.

GRAIN HARVEST MANAGEMENT SCHEME

06.10.03

20/06/16 **Resolved** (Mr Evans) that Council participate in the NSW Grain Harvest Management Scheme for the period 1 July 2016 to 30 June 2021.

DRAFT RIVERINA MURRAY REGIONAL PLAN

04.25

21/06/16 **Resolved** (Mr Evans) this report be adopted and submitted as Murrumbidgee Council's submission regarding the Draft Riverina Murray Regional Plan, with actions to be prioritised as below:

1. *Action 1.3.1 Support the sustainable use and conservation of water sources*
2. *Action 1.2.1 Identify and protect regionally important productive agricultural lands*
3. *Action 1.3.4 Implement the NSW Renewable Energy Action Plan to increase renewable energy generation*
4. *Action 2.1.3 Identify and prioritise opportunities to improve regionally significant local road connections*
5. *Action 3.1.3 Develop and deliver strategies that strengthen the commercial function of CBDs and town centres*
6. *Action 3.2.3 Deliver enabling planning controls to diversify regional tourism markets and increase tourism opportunities*
7. *Action 4.3.1 Review and map natural hazards to inform land use planning decisions*

COLEAMBALLY LIONS CLUB – TURBINE RUNNER

ICR1664435

22/06/16 **Resolved** (Mr Evans) that the Coleambally Lions Club offer be accepted to mount the Turbine Runner at a location to be agreed on site by the interim General Manager or his representative.

This is page 6 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

 General Manager Administrator

23/06/16 **Resolved** (Mr Evans) to grant consent to lodge any applications required to develop the Turbine Runner display as owner of the property.

ITEMS FOR INFORMATION

REGIONAL JOINT ORGANISATIONS 03.13.06

24/06/16 **Resolved** (Mr Evans) that the information on Joint Organisation legislation be adopted.

STATEMENT OF BANK BALANCES & SCHEDULE OF INVESTMENT 05.13

25/06/16 **Resolved** (Mr Evans) that the Statements of Bank Balances and Schedules of Investments as at 31 May 2016 be adopted.

CONFIDENTIAL ITEMS

APPOINTMENT OF AUDITOR 05.08.02

26/06/16 **Resolved** (Mr Evans) that this item be referred to the confidential section of the Council meeting which is closed to the public. This item is classified as confidential under sections 2(d) (i) (ii) and 2(f) of the Local Government Act 1993. The contents of the report are of commercial nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied the information or confer a commercial advantage to a competitor of the Council and may affect the security of Council property.

The meeting was closed to the public at 10.30am. The public left the chamber.

27/06/16 **Resolved** (Mr Evans) that Crowe Horwath be appointed as Murrumbidgee Council Auditor for the period to 30 June 2019, subject to the subcontracting of Adams Kenneally White for the audit for the period to 12 May 2016, in relation to the former Jerilderie Shire Council.

There being no further business, the meeting closed at 10.33am

.....
Austin Evans
ADMINISTRATOR

This is page 7 of 7 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 23 June 2016.

 General Manager Administrator
