

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL
HELD IN THE COUNCIL CHAMBERS, JERILDERIE ON
THURSDAY, 23 MARCH 2017 COMMENCING AT 10.00AM**

PRESENT

Administrator Austin Evans occupied the Chair, and also present was Deputy General Manager Andrew Crakanthorp.

APOLOGIES

An apology was received from General Manager Craig Moffitt.

CONFIRMATION OF MINUTES

33/03/17 **Resolved** (Mr Evans) that the Minutes of the Ordinary Meeting of Council held on 23 February 2017 as printed and circulated, be confirmed.

GENERAL MANAGER'S REPORT

WUNNAMURRA ESTATE STAGE 2 - PURCHASER REFUND
04.15.02

34/03/17 **Resolved** (Mr Evans) that due to extenuating circumstances, the proposed purchasers of Lot 45 of Council's Wunnamurra Estate Stage 2 residential subdivision be refunded their deposit of \$2000.

**AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION-2017
NATIONAL GENERAL ASSEMBLY-CALL FOR MOTIONS 03.13.02**

35/03/17 **Resolved** (Mr Evans) that Council submit a motion (with final wording to be confirmed) to the Australian Local Government Association's 2017 National General Assembly that encourages all tiers of Government in Australia to create policies and strategies that support economic and employment opportunities in regional Australia that support Australia's emerging role as a key producer of primary products for the South East Asia region in a global context.

COLEAMBALLY SPORTS PRECINCT-ADVISORY COMMITTEE
04.25.16

36/03/17 **Resolved** (Mr Evans) that the Coleambally Sports Precinct Advisory Committee be established to include:

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- a representative from each of the precinct users groups;
- a Councillor (initially a member of the LRC) with an alternate delegate;
- a senior staff member of Council.

37/03/17 **Resolved** (Mr Evans) that Councillor (LRC) representation on the Coleambally Sports Precinct Advisory Committee be Mr Black as delegate, with Mrs Chirgwin as alternate delegate.

HEAVY VEHICLE PAINT SPECIFICATIONS 06.02

38/03/17 **Resolved** (Mr Evans) that the practice of having Council heavy vehicles painted to Council specifications be discontinued.

MEMBERSHIP OF RIVERINA REGIONAL TOURISM 01.06

39/03/17 **Resolved** (Mr Evans) that Council:

1. Continue its involvement in Riverina Regional Tourism as a member Council for the period 1 July 2017 to 30 June 2018, including compulsory Taste Riverina contribution, at a cost of \$5358
2. Continue to be involved from a planning perspective in Riverina Taste and Riverina Regional Tourism
3. Monitor the transition, and contribute to the review

TASTE COLEAMBALLY FOOD AND FARM FESTIVAL COMMITTEE STATUS 02.33

40/03/17 **Resolved** (Mr Evans) that Council not accede to the request from the Coleambally Town Life Committee to provide a delegation to the Coleambally Food and Farm Festival Committee to act on Council's behalf in accordance with Section 355 of the Local Government Act.

ADOPTION OF NEW ORGANISATIONAL STRUCTURE AND RECRUITMENT OF SENIOR STAFF AND MANAGERS 03.13.08

41/03/17 **Resolved** (Mr Evans) that Council approve the proposed Organisation Structure and the recruitment process for Senior Staff and Managers.

THE WILLOWS – EQUIPMENT PURCHASE 07.03.02

42/03/17 **Resolved** (Mr Evans) that the offer of Lisa Brackenrig on behalf of Four Creeks Festival Committee for Council to purchase items listed in the report at a total cost of \$16,266.52 be accepted.

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**MURRUMBIDGEE COUNCIL STRONGER COMMUNITIES FUND –
UPDATE** **03.13.08A**

43/03/17 **Resolved** (Mr Evans) that a further amount of \$804.06 be allocated to the Jerilderie Swimming Club from the Community Grants Fund to allow the project to be completed.

CONCEPT PLAN FOR BOAT RAMP DARLINGTON POINT **06.25**

44/03/17 **Resolved** (Mr Evans):

1. The concept plans for the Darlington Point boat ramp project, as prepared by Rich River Irrigation Developments, be endorsed, for further consultation with relevant Authorities;
2. The finalised, endorsed plans form the basis for the Development Application and preparation of the comprehensive Statement of Environmental Effects;
3. An Advisory Committee for the Darlington Point boat ramp project be established, to include:
 - a) A representative from each of the relevant organisations;
 - b) A Councillor (initially a member of the LRC), with an alternate delegate;
 - c) A senior staff member of Council.

45/03/17 **Resolved** (Mr Evans) that Councillor (LRC) representation on the Darlington Point Boat Ramp Advisory Committee be Mr Curphey as delegate, with Mr Beaumont and Mr Gilbert as alternate delegates.

**DRAFT MURRUMBIDGEE COUNCIL DEVELOPER CONTRIBUTION
PLAN** **04.25.17**

46/03/17 **Resolved** (Mr Evans) that:

1. The Draft Murrumbidgee Council Developer Contribution Plan be placed on public exhibition for a period of at least 28 days, in accordance with Section 26 of the Environmental Planning and Assessment Regulation 2000;
2. At the end of the exhibition period the matter be reported back to Council for further consideration.

DRAFT CONTAMINATED LAND MANAGEMENT POLICY **04.25.04**

47/03/17 **Resolved** (Mr Evans) the adoption of the Murrumbidgee Council Contaminated Land Management Policy in accordance with Section 161 of the Local Government Act 1993.

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DEVELOPMENT APPLICATION NO 28-16/17 AUTOMATIC TELLER MACHINE-ROYAL MAIL HOTEL **DA 28-16/17**

48/03/17

Resolved (Mr Evans) that consent be granted to Development Application No. 28-16/17 for Automatic Teller Machine, on Lot 4, Section 1, DP 758541, 16-20 Jerilderie Street, Jerilderie dated 25 January 2017 as shown on Plan Number DA 28-16/17 and described in details accompanying the application under *Section 80(1) of the Environmental Planning and Assessment Act, 1979* subject to the following conditions:

1. The development shall take place in accordance with the plans and documentation submitted with the application. A copy of these are held by Council as Plan No.28-16/17.

Reason: To clarify the extent of the consent.

2. CLASS 1 or 10 BUILDINGS

The following inspections are required and 48 hours notice is to be given to Council or an accredited certifier to enable an inspection to be conducted.

- a) at the commencement of building work, and
- b) after excavation for and prior to the placement of any footings, and
- c) prior to pouring any in-situ reinforced concrete building element, and
- d) prior to covering of the frame work for any floor, wall, roof or other building element
- e) Prior to covering all hot and cold water plumbing and sewer plumbing and drainage
- f) prior to waterproofing in any wet areas, and
- g) prior to covering any stormwater drainage connections, and
- h) after building work has been completed and prior to any occupation certificate being issued in relation to the approval.

Please note that failure to comply with this condition may result in the Occupation Certificate not being granted.

Reason: To ensure compliance with the Environmental Planning and Assessment Amendment (Quality of Construction) Act 2003, associated legislation and Council requirements.

3. Builders/Developers are to provide on-site waste bins for waste materials generated during construction or they are to remove waste from the site on a daily basis.

Reason: To avoid a public health nuisance.

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4. Building work shall not commence on the site before 7.00 am Monday to Saturday and 8.00am on Sundays and cease by 8.00pm daily.

Reason: To ensure compliance with the requirements of the Protection of the Environment Operations Act 1997 and Regulations.

5. Provision is to be made of an approved safety fence around the site prior to commencement of works.

Reason: To protect the safety of persons on adjoining land.

6. No advertising sign and/or structure other than that which is permissible without consent is to be erected as part of the approved development until a formal application has been submitted to Council and a Development Consent has been issued.

Reason: Unless shown as part of the development proposal separate development consent is required for advertising signs and/or structures.

Advice to Applicant in regard to Condition 6

Please check with Council staff regarding the erection of any sign.

7. If the work involved in the erection or demolition of a building:

- (i) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
- (ii) involves the enclosure of a public place;

a hoarding or fence must be erected between the work site and the public place.

If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place.

The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place.

Any such hoarding, fence or awning is to be removed when the work has been completed.

Reason: This is a prescribed condition of the Environmental Planning and Assessment Regulation 2000.

Please contact Council Technical Services Department prior to erecting the hoarding to ensure pedestrian access is maintained.

8. 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) Showing the name, address and telephone number of the principal certifying authority for the work, and
- (ii) Showing the name for the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
- (iii) stating that unauthorised entry to the work site is prohibited.

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

This Condition does not apply to:

- (i) building work carried out inside an existing building, subdivision work or demolition work that is carried out inside an existing building, that does not affect the external walls of the building; or
- (ii) In relation to Crown building work that is certified, in accordance with Section 116G of the Environmental Planning and Assessment Act, to comply with technical provisions of the State's building laws.

Reason: This is a prescribed condition of the Environmental Planning and Assessment Regulation 2000.

9. The structure(s) are to comply with the relevant requirements of the Building Code of Australia and the Environmental Planning and Assessment Act 1979.

Reason: To ensure compliance with the Building Code of Australia.

STUDENT SCHOLARSHIPS

GAS-2

49/03/17

Resolved (Mr Evans) that the recipients of the Student Scholarships for 2017 be Alysha Knight, Jerilderie; Cindy Brown, Darlington Point and Luke Wilson, Coleambally, and further that the Student Scholarship Committee be established following the September, 2017 Local Government Elections.

COMMITTEE MINUTES

MINUTES OF THE GENERAL MEETING OF JERILDERIE TIDY TOWNS COMMITTEE HELD THURSDAY 2 MARCH 2017 02.09

50/03/17

Resolved (Mr Evans) that the Minutes of the General Meeting of Jerilderie Tidy Towns Committee held 2 March 2017 be adopted.

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**MINUTES OF THE MONASH PARK ADVISORY COMMITTEE
MEETING HELD WEDNESDAY 1 MARCH 2017 04.29**

51/03/17 **Resolved** (Mr Evans) that the Minutes of the Monash Park Advisory Committee Meeting held 1 March 2017 be adopted.

**MINUTES OF THE DARLINGTON POINT FLOODPLAIN RISK
MANAGEMENT COMMITTEE MEETING HELD THURSDAY 9
MARCH 2017 04.25.15**

52/03/17 **Resolved** (Mr Evans) that the Minutes of the Darlington Point Floodplain Risk Management Committee Meeting held 9 March 2017 be adopted.

**MINUTES OF THE REVIEW MEETING OF COLEAMBALLY
AUSTRALIA DAY (2017) COMMITTEE HELD 15 FEBRUARY 2017**

53/03/17 **Resolved** (Mr Evans) that the Minutes of the Review Meeting of the Coleambally Australia Day (2017) Committee held 15 February 2017 be adopted.

**MINUTES OF THE DARLINGTON POINT TOWNLIFE COMMITTEE
MEETING HELD 14 FEBRUARY 2017**

54/03/17 **Resolved** (Mr Evans) that the Minutes of the Darlington Point Townlife Committee Meeting held 14 February 2017 be adopted.

ITEMS FOR INFORMATION

**STATEMENT OF BANK BALANCES & SCHEDULE OF
INVESTMENT 05.13**

55/03/17 **Resolved** (Mr Evans) that the Statements of Bank Balances and Schedules of Investments as at 28 February 2017 be adopted.

**AUSTRALIAN CITIZENSHIP CEREMONY-MR DAVID MUNNIS
02.03**

56/03/17 **Resolved** (Mr Evans) that the Australian Citizenship Report be adopted.

UPDATE ON PROJECT MANAGEMENT OFFICE (PMO) 03.13.08

57/03/17 Resolved (Mr Evans) the information on the activities of the Project Management Office be noted and adopted.

WORKS IN PROGRESS 13/2/2017 to 12/3/2017 03.16.04

58/03/17 Resolved (Mr Evans) that the Works in Progress Report be adopted.

CONFIDENTIAL ITEMS

PROPOSED PURCHASE OF LAND 04.12

59/03/17 Resolved (Mr Evans) that this item be referred to the **CONFIDENTIAL** section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (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;

COLEAMBALLY PROPERTY S-18

60/03/17 Resolved (Mr Evans) that this item be referred to the **CONFIDENTIAL** section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) (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;

Council closed its meeting to the public at 10.15am.

PROPOSED PURCHASE OF LAND 04.12

61/03/17 Resolved (Mr Evans) that the:

1. General Manager be authorised to negotiate the purchase of the land identified in this report in the terms outlined in the report;
2. Land be classified as operational in accordance with Section 31 (2) of the Local Government Act, 1993;

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3. Relevant documentation be executed by the Administrator and General Manager, and the Common Seal of Council be affixed;
4. Purchase of the land be funded from the Infrastructure Reserve of the former Murrumbidgee Shire Council, and that this transaction be included in the March 2017 quarterly review.

COLEAMBALLY PROPERTY

S-18

62/03/17 Resolved (Mr Evans) that the:

1. The offer from Coly Fuels Pty Ltd to purchase 5 Brolga Place, Coleambally (Lot 99, DP 236144) be accepted;
2. Relevant documentation be executed by the Administrator and General Manager, and the Common Seal of Council be affixed;
3. The proceeds of the sale be allocated to the Infrastructure Reserve North.

63/03/17 Resolved (Mr Evans) that Council move out of closed Council and into open Council and that resolutions 61/03/17 and 62/03/17 made in closed Council be adopted.

Open Council resumed at 10.17am

ITEM WITHOUT NOTICE

EXTENSION OF COLEAMBALLY SWIMMING POOL SEASON

07.04

64/03/17 Resolved (Mr Evans) that this Item Without Notice be accepted as it requires resolution before the next scheduled Council meeting.

EXTENSION OF COLEAMBALLY SWIMMING POOL SEASON

07.04

65/03/17 Resolved (Mr Evans) that:

- a) That Council agree to the request to extend the current season at the Coleambally Swimming Pool to 25 April 2017;
- b) That such extension be for the 2016/2017 season only;
- c) That the additional cost of extending the season be reflected in the June quarterly financial review.

There being no further business, the meeting closed at 10.20am

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Austin Evans
ADMINISTRATOR

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