

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL
HELD IN THE COUNCIL CHAMBERS, JERILDERIE ON
THURSDAY 22 JUNE 2017 COMMENCING AT 10.00AM**

PRESENT

Administrator Austin Evans occupied the Chair, and also present were General Manager Craig Moffitt, Deputy General Manager Andrew Crakanthorp and Director of Environmental Services, Susan Appleyard.

CONFIRMATION OF MINUTES

- 119/06/17 Resolved** (Mr Evans) that the Minutes of the Ordinary Meeting of Council held on Thursday 25 May 2017, as printed and circulated, be confirmed.

GENERAL MANAGER'S REPORT

**IMPLEMENTATION OF NEW ORGANISATIONAL STRUCTURE AND
RECRUITMENT OF SENIOR STAFF AND MANAGERS 05.26**

- 120/06/17 Resolved** (Mr Evans) that the positions of Assistant General Manager – Corporate and Community Services and Assistant General Manager – Infrastructure and Environment be defined as Senior Staff positions in accordance with Section 322 (2) of the Local Government Act 1993.

- 121/06/17 Resolved** (Mr Evans) that in recognising the staff concerns in relation to the implementation of the new organisation structure, the Management Team, Administrator and Chair of LRC meet to resolve issues associated with placing staff in unresolved management and other positions, with a view to removing uncertainty as soon as possible.

PERSONAL PROTECTIVE EQUIPMENT (PPE) POLICY 05.27

- 122/06/17 Resolved** (Mr Evans) that the draft Personal Protective Equipment (PPE) Policy, with the inclusion of knee length shorts as supported by the Cancer Council, with biennial skin checks undertaken for all Council staff, be adopted and placed on Public Exhibition in accordance with Section 160 of the Local Government Act, 1993.

COUNCIL ELECTION - CARETAKER PERIOD 03.10

- 123/06/17 Resolved** (Mr Evans) that Council note and adhere to the limitations of clause 393B of the Local Government (General) Regulations 2005 for the caretaker period from Friday 11 August 2017 until Saturday 9 September 2017.

This is page 1 of 6 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 22 June 2017.

 General Manager Administrator

**COLEAMBALLY ENVIRONMENTAL AND REFERENCE COMMITTEE
(CERC) 04.42.02**

124/06/17 Resolved (Mr Evans) that Mrs McRae be nominated as delegate, with Mrs Smith as alternate delegate, to the Coleambally Environmental and Reference Committee for a three year term.

RAMROC REGIONAL PANEL OF CONDUCT REVIEWERS 03.23.02

125/06/17 Resolved (Mr Evans) that the General Manager and Administrator review the companies/individuals as approved by the RAMROC Board, and appoint a Council Panel of Conduct Reviewers, commencing 1 July 2017 for a four year term.

ECONOMIC, TOURISM & COMMUNITY DEVELOPMENT – PROGRESS REPORT 01.11

126/06/17 Resolved (Mr Evans) that the Progress Report on Economic, Tourism and Community Development be adopted.

JERILDERIE MEN'S SHED LOAN 03.13.08A / 75

127/06/17 Resolved (Mr Evans) that:

- (a) Jerilderie Men's Shed Inc be provided with an interest free loan of \$12,000 to enable purchase of a property, appropriate for their organisation;
- (b) Loan to be repaid over 5 years;
- (c) The property be transferred to Council for the benefit of the Jerilderie community in the unlikely event of Jerilderie Men's Shed Inc winding up.

ENDORSEMENT OF COUNCIL POLICIES 03.06

128/06/17 Resolved (Mr Evans) that Council endorse the following Draft Policies:

- DRAFT Records Management
- DRAFT Procurement Policy & Manual
- DRAFT Statement of Business Ethics
- DRAFT CCTV (Public Places) Policy
- DRAFT Communications Devices Policy
- DRAFT Councillor and Staff Interaction Policy
- DRAFT Payment of Expenses and Provision of Facilities Policy

and the documents be placed on Public Exhibition in accordance with Section 160 of the Local Government Act, 1993.

This is page 2 of 6 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 22 June 2017.

 General Manager Administrator

ENDORSEMENT OF INNOVATION FUND APPLICATION 03.11 / 03.13

129/06/17 Resolved (Mr Evans) that

1. Murrumbidgee Council endorse and approve the submission of information and support for the Western Riverina Regional Information Technology Strategy application to Round 2 of the Innovation Fund;
2. Subject to operational capabilities and the success of the Innovation Fund application, Council provide ongoing assistance and support to the delivery of the project outcomes, including in-kind support of 3 staff members for 4 hours a week at \$45/hour for 52 weeks, as well as 2 staff members for 18 meetings at 2 hours per meeting at \$45/hour.

COLEAMBALLY VINTAGE CLUB TRACTOR TREK 06.08 / 06.09

130/06/17 Resolved (Mr Evans) that permission be granted to the Coleambally Vintage Rally Club to hold their annual Tractor Trek on 12 and 13 August 2017 within Council's road network on the route identified.

REMUNERATION FOR COUNCILLORS & MAYORS 03.12

131/06/17 Resolved (Mr Evans) that:

- (a) Pursuant to S248 of the Local Government Act 1993, Council set the fee levels for Councillors for the financial year 2017/18 at \$11,570;
- (b) Pursuant to S249(3) of the Local Government Act 1993, Council set Mayoral fee levels for the financial year 2017/18 at \$25,250.

COUNCILLORS & OFFICERS LIABILITY INSURANCE 03.02

132/06/17 Resolved (Mr Evans) that:

- (a) Council is currently unaware of any circumstances that would require an affirmative answer to any of the questions a) to d) within the report; and
- (b) Should individual Councillors or officers become aware, after inquiry, of any circumstances that would require affirmative answer to any of the questions a) to d) above prior to expiry of the policy on 30 June 2017, that these facts be advised to the General Manager immediately.

This is page 3 of 6 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 22 June 2017.

 General Manager Administrator

COMMITTEE MINUTES

MINUTES OF THE GENERAL MEETING OF THE JERILDERIE TIDY TOWNS COMMITTEE

- 133/06/17 **Resolved** (Mr Evans) that the Minutes of the General Meeting of Jerilderie Tidy Towns Committee held 1 June 2017 be adopted.

ITEMS FOR INFORMATION

STATEMENT OF BANK BALANCES & SCHEDULE OF INVESTMENTS

05.13

- 134/06/17 **Resolved** (Mr Evans) that the Statements of Bank Balances and Schedules of Investments as at 31 May 2017 be noted and adopted.

UPDATE ON PROJECT MANAGEMENT OFFICE (PMO) 03.13.08

- 135/06/17 **Resolved** (Mr Evans) that the information on the activities of the Project Management Office be adopted.

WORKS IN PROGRESS 15/5/2017 to 13/6/2017 03.16.04

- 136/06/17 **Resolved** (Mr Evans) that the Works in Progress Report be adopted.

CONFIDENTIAL ITEMS

ILLEGAL OCCUPATION OF PROPERTY 04.25

- 137/06/17 **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) (a) and (b) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

(a) *personnel matters concerning particular individuals (other than Councillors);*

(b) *the personal hardship of any resident or ratepayer.*

PROPOSED PURCHASE OF PROPERTY 04.09

- 138/06/17 **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) (c) and (d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

This is page 4 of 6 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 22 June 2017.

 General Manager Administrator

- (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.

Council closed its meeting to the public at 10.12am and members of the public vacated the Council Chambers.

ILLEGAL OCCUPATION OF PROPERTY 04.25

139/06/17 Resolved (Mr Evans) that legal advice be sought regarding the illegal occupation of a property in Darlington Point and options be reported back to Council.

PROPOSED PURCHASE OF PROPERTY 04.09

140/06/17 Resolved (Mr Evans) that:

1. The General Manager be authorised to negotiate the purchase of the property under the terms as outlined in the report;
2. The land be classified as operational in accordance with Section 31 (2) of the Local Government Act, 1993;
3. The Common Seal of Council be affixed to all relevant documents associated with the proposed purchase.
4. The purchase of the property be funded from the Housing Reserve of the former Murrumbidgee Shire Council, and that this transaction be included in the June 2017 quarterly review.

CONFIDENTIAL ITEM WITHOUT NOTICE

WUNNAMURRA ESTATE STAGE 2 04.15.02

141/06/17 Resolved (Mr Evans) that this confidential item without notice be accepted as it requires resolution before the next scheduled Council meeting.

I rule that this business is urgent as a decision is required to allow sale of allotments within the Wunnamurra Estate to proceed to settlement on schedule.

To postpone this decision to the July meeting of Council will create delays for land purchasers, which is unacceptable to Council in terms of meeting its commitment to buyers.

(iv) Despite subclause (i), business may be transacted at a meeting of the Council even though due notice of the business has not been given to Councillors.

However, this can happen only if-

- a. a motion is passed to have the business transacted at the meeting; and*
- b. all the Councillors (disregarding any casual vacancies) are present at the meeting or the business proposed to be brought forward is ruled by the chairperson to be of sufficient urgency to warrant consideration of the meeting. Such a motion can be moved without notice. (Reg – Cl 241 (3))*

WUNNAMURRA ESTATE STAGE 2

04.15.02

142/06/17 Resolved (Mr Evans) that:

- 1. The request to retrospectively reduce the sale price of lots in the Wunnamurra Estate Stage 2 not be approved;
- 2. The petitioners be advised that Council is unable and unwilling to waive rates on lots in the Wunnamurra Estate Stage 2.

There being no further business, the meeting closed at 10.18am.

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Austin Evans
ADMINISTRATOR

This is page 6 of 6 of the Minutes of the Ordinary Meeting of Murrumbidgee Council held on Thursday 22 June 2017.

 General ManagerAdministrator
