

**MINUTES OF THE ORDINARY MEETING OF MURRUMBIDGEE COUNCIL
HELD IN THE COUNCIL CHAMBERS, JERILDERIE
ON THURSDAY 23 DECEMBER 2021 COMMENCING AT 10.00AM**

OPENING OF MEETING

RECORDING & WEBCASTING OF MEETING

The General Manager advised those present the meeting is being recorded and the audio recording will be placed on Council's website. By speaking at a Council or Committee Meeting, members of the public agree to being recorded and webcast.

OATH OR AFFIRMATION FOR COUNCILLORS

The General Manager presided over the Councillor Oath or Affirmation.

PRESENT

Present were Councillors R McRae, F Bryce, T Mauger, R Black, C Chirgwin, T Strahan, J Saxvik, G Gilbert, R Curphey.

Also present was John Scarce, General Manager, Tom Dimec, Director of Infrastructure, Sue Mitchell, Manager Corporate & Community Services, Anne Lyons, Media & Marketing and Vicki Sutton, Finance Manager.

APOLOGIES

NIL

PECUNIARY INTEREST DECLARATIONS

NIL

OFFICERS' REPORTS FOR CONSIDERATION

OATH OR AFFIRMATION FOR COUNCILLORS

SC51

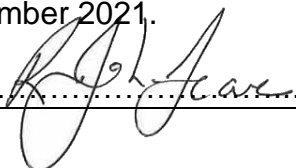
191/12/21 **Resolved** on the motion of Councillors Bryce and Gilbert that it be recorded in the Minutes:

Taking of the Oath of Office – Councillors Black, Bryce, Chirgwin, Curphey, McRae, Gilbert, Strachan.

Making of the Affirmation of Office – Councillors Mauger and Saxvik.

CARRIED

This is page 1 of 9 of the Minutes of the Ordinary Meeting of Council held on Thursday 23 December 2021.

..........General ManagerMayor

ELECTION OF MAYOR & DEPUTY MAYOR

SC53

192/12/21 Resolved on the motion of Councillors Curphey and Black that:

- (a) the method of election for the Office of Mayor and Deputy Mayor be by way of ordinary ballot; and
- (b) the Mayor and Deputy Mayor be elected until the September 2023 Council meeting.

The General Manager, as Returning Officer for the Mayoral election, advised that one nomination had been received for the Office of Mayor, that being Councillor Ruth McRae.

The Returning Officer announced that Councillor McRae be duly declared elected to the Office of Mayor of Murrumbidgee Council for the period until the September 2023 Council meeting.

The Returning Officer advised that one nomination had been received for the Office of Deputy Mayor, being Councillor Robert Black.

The Returning Officer announced that Councillor Black be duly declared elected to the Office of Deputy Mayor of Murrumbidgee Council for the period until the September 2023 Council meeting.

Mayor McRae and Deputy Mayor Black extended congratulations and welcomed new Councillors Saxvik, Mauger and Strachan. Congratulations and appreciation was also extended to returning Councillors Bryce, Gilbert, Curphey and Chirgwin by the Mayor and Deputy Mayor.

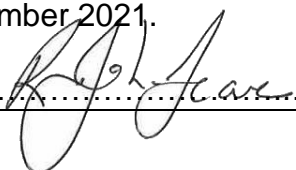
CARRIED

DELEGATIONS FROM COUNCIL TO THE GENERAL MANAGER AND MAYOR

SC54

193/12/21 Resolved on the motion of Councillors Gilbert and Curphey that Council, in accordance with Section 377 of the *Local Government Act 1993*, by resolution at its meeting on 23 December 2021 delegates its power, authorities and function as set out in Part 1 of the Act – Delegations of Authority Register to the General Manager and Mayor.

CARRIED

..........General ManagerMayor

APPOINTMENT OF DELEGATES TO COUNCIL COMMITTEES SC64

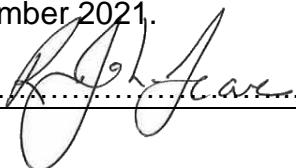
194/12/21 Resolved on the motion of Councillors Chirgwin and Strachan that Council representatives be appointed to Standing and Special Committees, Section 355 Committees, Advisory, External and Internal Committees, as detailed below:

Standing and Special Committees of Council	
Committee Name	Councillor Representation
Internal Audit, Risk & Improvement Committee	Cr Black and 2 independents-at least one with financial expertise
General Manager's Review Committee	Mayor and Deputy Mayor
Traffic Committee	Cr Black (Chair) (alternate Cr Curphey) Voting Delegate – Director of Infrastructure, Tom Dimec Mr Ian Girdwood represents Mr Justin Clancy MP Mr Shawn Gras represents Mrs Helen Dalton MP
Local Emergency Management Committee	Cr Black (alternate Cr McRae)

Section 355 Committees of Council	
Committee Name	Councillor Representation
Coleambally Australia Day Committee	Cr Chirgwin
Jerilderie Australia Day Committee	Cr McRae, Cr Bryce
Coleambally Townlife Committee	Cr Chirgwin, Cr Strachan
Darlington Point Townlife / Australia Day Committee	Cr Saxvik
Heritage Darlington Point	Cr Saxvik
Balmeringa Management Committee	Cr Bryce
Central Coree Sports Complex Management Committee	Cr Mauger
Yamma Recreation Reserve Management Committee	Cr Chirgwin
Jerilderie Tidy Towns Committee	Cr Bryce, Cr McRae

Advisory Committee	
Committee Name	Councillor Representation
Monash Park Users	Cr Mauger, Cr McRae
Coleambally Sports Precinct Advisory Committee	Cr Black (alternate Cr Chirgwin and Cr Strachan)
Boat Ramp Darlington Point-Advisory Committee	Cr Curphey, Cr Saxvik and Cr Gilbert

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..........General ManagerMayor

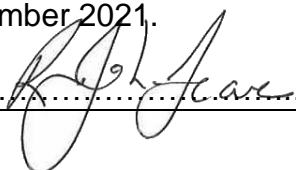
Darlington Point Master Landuse Plan Advisory Committee	Mayor, Cr Curphey, Cr Gilbert, Cr Saxvik
Murrumbidgee Economic & Tourism Advisory Group (METAG)	Mayor
Darlington Point Caravan Park Committee	Mayor, Cr Saxvik, Cr Gilbert
Darlington Point Floodplain Risk Management Committee (formerly DP Levee Committee)	Cr Curphey, Cr Gilbert, Cr Saxvik

External Committees with Council Representation	
Committee Name	Councillor Representation
CICL/Coleambally Environmental and Reference Committee (CERC)	Cr McRae (3 year term from 1 July 2020)
Kidman Way Promotional Committee	Cr McRae (voting delegate) (alternate Cr Chirgwin)
Newell Highway Promotional Committee	Mayor (alternate Deputy Mayor)
Mid Murray Zone Bushfire Management Committee	Cr Mauger (alternate Cr McRae)
Berrigan Jerilderie Community Network	Cr McRae
MIA Zone Bushfire Management Committee	Cr Chirgwin (alternate Cr Black)
MIA Zone Rural Fire Service Liaison Committee	Cr Chirgwin
Murray Darling Association	Mayor (alternate Deputy Mayor)
Western Riverina Libraries Committee	Cr Bryce (voting delegate)
South West Zone Library Committee	Cr Bryce
Western Riverina Arts	Cr Bryce
The Riverina (Thrive Riverina)	Cr McRae
Roads and Maritime Services Consultative Committee	Mayor (alternate Deputy Mayor)
RAMJO	Mayor (alternate Deputy Mayor)
Riverina Valleys Spot On Spray Group	Cr Mauger (alternate Cr Black)
Western Region Joint Planning Panel	Mayor and Deputy Mayor
This is a three year appointment – members advised to Western Region Joint Planning Panel in September 2020.	Consult with WRJPP regarding Cr Brown’s 3 year appointment. Can he continue in a non elected capacity?

Internal Council Committee	
Committee Name	Councillor Representation
Scholarship Committee	Council as a whole
Community Grants Committee	Council as a whole

CARRIED

This is page 4 of 9 of the Minutes of the Ordinary Meeting of Council held on Thursday 23 December 2021.

..........General ManagerMayor

COUNCIL MEETINGS 2022

SC218

195/12/21 Resolved on the motion of Councillors Curphey and Bryce that

- a) Council schedule monthly Council meetings for the fourth Tuesday of the months February 2022 to September 2022;
- b) Council meetings commence at 3.00pm;
- c) The meeting venues alternate between Darlington Point, Jerilderie and Coleambally.

CARRIED

COUNCILLOR INDUCTION PROGRAM

SC51/SC58

196/12/21 Resolved on the motion of Councillors Black and Chirgwin that the contents of the Councillor Induction Program Report be noted.

CARRIED

CASUAL VACANCY IN THE OFFICE OF A COUNCILLOR

SC51

197/12/21 Resolved on the motion of Councillors Black and Gilbert that Council not use the count back system to fill casual vacancies occurring in the offices of Councillors in the first 18 months after the 2021 Local Government elections, casual vacancies to be filled through a by-election.

CARRIED

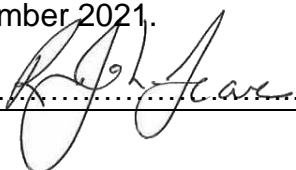
REQUEST TO SUSPEND ALCOHOL FREE ZONE FOR 2022 AUSTRALIA DAY CELEBRATIONS

SC5

198/12/21 Resolved on the motion of Councillor Black and Mauger that Council resolve to:

- 1. Allow the prohibition on the consumption of alcohol in the vicinity of the Council Chambers, Civic Hall, Luke Park and Powell Street to be lifted from midday to midnight on 26 January, 2022;
- 2. Allow the prohibition signs to be covered during the period of the celebrations;
- 3. Notify the local Police; and
- 4. Advertise Council's action.

CARRIED

..........General ManagerMayor

COUNCILLOR TERM

SC208/SC62

199/12/21 Resolved on the motion of Councillors Chirgwin and Mauger that Council resolve to endorse the Notice of Motion in relation to Councillor Term, and submit for consideration to the Local Government NSW 2022 Special Conference.

CARRIED

PUBLIC GATES AND GRIDS ON COUNCIL ROADS POLICY SC49

200/12/21 Resolved on the motion of Councillors Chirgwin and Mauger that Council:

1. Adopt the draft Public Gates and Grids on Council Roads Policy.
2. Allocate \$10,000 in Council’s draft budget estimates - Capital Work Program (Culvert Replacement Program) over the next six years to replace all existing public grids and gates. Council contribution to the replacement will be 30% of cost, with the landowner to support 70%.

CARRIED

TENDER 2021-4 - PURCHASE OF BACKHOE 4WD SC477

201/12/21 Resolved on the motion of Councillors Curphey and Black that Council consider a separate confidential report on Tender – Purchase of Backhoe 4WD - in accordance with Section 10A (2) (d) (i) of the Local Government Act 1993.

CARRIED

TENDER – SPLASH PARK DARLINGTON POINT DESIGN AND CONSTRUCT SC470

202/12/21 Resolved on the motion of Councillors Curphey and Gilbert that Council consider a separate confidential report on the Tender - Construction of Splash Park Darlington Point Design and Construct - in accordance with Section 10A (2) (d) (i) of the Local Government Act 1993.

CARRIED

OFFICERS' REPORTS FOR NOTING

MONTHLY CASH & INVESTMENT REPORT – NOVEMBER 2021 SC133

203/12/21 **Resolved** on the motion of Councillors Bryce and Chirgwin that Council note the monthly Cash & Investment Report containing the bank balances and schedule of investments as at 30 November 2021.

CARRIED

CONFIDENTIAL ITEMS

TENDER 2021-4 - PURCHASE OF BACKHOE 4WD SC477

204/12/21 **Resolved** on the motion of Councillors Curphey and Black 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) 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.

CARRIED

TENDER - SPLASH PARK DARLINGTON POINT DESIGN AND CONSTRUCT

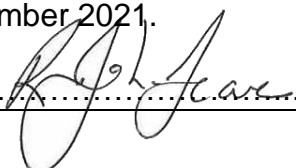
205/12/21 **Resolved** on the motion of Councillors Curphey and Gilbert that this item be referred to the **CONFIDENTIAL** section of the Ordinary Council Meeting which is closed to the public. This item is classified as confidential in accordance with Section 10A (2) of the *Local Government Act 1993*, 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 11.23am. Recording was stopped.

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..........General ManagerMayor

TENDER 2021-4 - PURCHASE OF BACKHOE 4WD

SC477

206/12/21 Resolved on the motion of Councillors Gilbert and Curphey that:

1. Council endorse the recommendation of the Tender Evaluation Team and accept the tender from Construction Equipment Australia (Taskers) for purchase of JCB Backhoe 4WD for \$170,000 (excluding GST) - Tender Reference VP278178
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl 165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's representative.

CARRIED

TENDER – SPLASH PARK DARLINGTON POINT DESIGN AND CONSTRUCT

SC470

207/12/21 Resolved on the motion of Councillors Gilbert and Curphey that:

1. Council endorse the recommendation of the Tender Evaluation Team and accepts the tender from The ELM Group Pty Ltd for Splash Park Darlington Point Design and Construct for \$\$305,850.00 (excluding GST) Tender Reference RFT 2021-03.
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl 165 of the Local Government Regulation by the General Manager (Director of Infrastructure), as the Principal's Representative.

ITEM WITHOUT NOTICE

COMMONWEALTH HOME SUPPORT PROGRAM

CY10

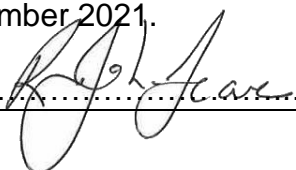
208/12/21 Resolved on the motion of Councillors Mauger and Bryce that this item without notice be accepted as it requires resolution before the next scheduled meeting.

CARRIED

COMMONWEALTH HOME SUPPORT PROGRAM

CY10

209/12/21 Resolved on the motion of Councillors Bryce and Mauger 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) of the *Local Government Act 1993*, which

..........General ManagerMayor

permits the meeting to be closed to the public for business relating to the following:

- a) personnel matters concerning particular individuals (other than Councillors)

COMMONWEALTH HOME SUPPORT PROGRAM

CY10

210/12/21 Resolved on the motion of Councillors Gilbert and Bryce that Council:

1. Not accept the twelve month extension of the Commonwealth Home Support Program (CHSP), exiting the program at 30 June, 2022;
2. Provide written advice to the Community Grants Hub informing of Council's decision;
3. Work expeditiously and conscientiously in this space to ensure a smooth transition for service provision.

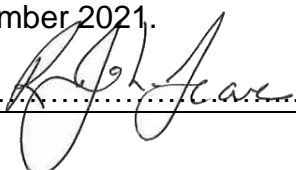
Open Council resumed at 11.46am, with the meeting re-opened to the public. Recording resumed.

The Mayor informed the meeting of resolutions 206/12/21, 207/12/21 and 210/12/21 as adopted in the confidential section of the meeting.

There being no further business, the meeting closed at 11.52am.

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Cr Ruth McRae
MAYOR

.....General ManagerMayor
